



Reprinted
February 22, 2007

HOUSE BILL No. 1001

DIGEST OF HB 1001 (Updated February 21, 2007 6:50 pm - DI 51)

Citations Affected: Numerous provisions throughout the Indiana Code.

Synopsis: State Budget. Appropriates money for state agencies and other distributions. Specifies the school tuition support formula to be used to distribute state tuition support to schools. Requires the state to pay from state funds the increase in the cost of child services and reimburses counties for certain child service expenditures in 2006 and 2007. Makes changes concerning the use of revenues from the riverboat in Orange County. Indicates that the lottery may not be operated under a management contract. Prohibits certain feasibility studies without prior legislative authority. Eliminates the business assessment deduction. Eliminates sale tax on textbooks. Permits assignment of a sales tax refund. Provides a tax exemption for the National Football League Super Bowl. Equalizes certain supervisor salaries in the state police department. Authorizes a prekindergarten grant pilot program. Provides for the election of Mishawaka school board members. Prohibits virtual charter schools. Updates references to the Internal Revenue Code. Establishes the spinal cord and brain injury trust fund. Establishes the Indiana University school of public health. Caps tuition increases for state educational institutions. Makes changes in certain court fees. Provides for state reimbursement of certain retrial costs. Authorizes construction and bonding for certain projects. Permits bonding for certain pension obligations. Establishes the general accountability office and comptroller general. Requires an analysis of Indiana's tax system. Requires payment of certain delayed payment obligations to state educational institutions. Makes other changes.

Effective: July 1, 2006 (retroactive); January 1, 2007 (retroactive); upon passage; July 1, 2007; January 1, 2008.

Crawford, Cochran

January 23, 2007, read first time and referred to Committee on Ways and Means.
February 19, 2007, amended reported — Do Pass.
February 21, 2007, read second time, amended, ordered engrossed.



First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1001

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 **SECTION 1. [EFFECTIVE JULY 1, 2007]**

2

3 **(a) The following definitions apply throughout this act:**

4 **(1) "Augmentation allowed" means the governor and the budget agency are**
5 **authorized to add to an appropriation in this act from revenues accruing to the**
6 **fund from which the appropriation was made.**

7 **(2) "Biennium" means the period beginning July 1, 2007, and ending June 30, 2009.**
8 **Appropriations appearing in the biennial column for construction or other permanent**
9 **improvements do not revert under IC 4-13-2-19 and may be allotted.**

10 **(3) "Deficiency appropriation" or "special claim" means an appropriation available**
11 **during the 2006-2007 fiscal year.**

12 **(4) "Equipment" includes machinery, implements, tools, furniture,**
13 **furnishings, vehicles, and other articles that have a calculable period of service**
14 **that exceeds twelve (12) calendar months.**

15 **(5) "Fee replacement" includes payments to universities to be used to pay indebtedness**
16 **resulting from financing the cost of planning, purchasing, rehabilitation, construction,**
17 **repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities,**
18 **and equipment to be used for academic and instructional purposes.**

19 **(6) "Other operating expense" includes payments for "services other than personal",**
20 **"services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,**
21 **and awards", "in-state travel", "out-of-state travel", and "equipment".**



(7) "Pension fund contributions" means the state of Indiana's contributions to a specific retirement fund.

(8) "Personal services" includes payments for salaries and wages to officers and employees of the state (either regular or temporary), payments for compensation awards, and the employer's share of Social Security, health insurance, life insurance, dental insurance, vision insurance, deferred compensation - state match, leave conversion, disability, and retirement fund contributions.

(9) "SSBG" means the Social Services Block Grant. This was formerly referred to as "Title XX".

(10) "State agency" means:

(A) each office, officer, board, commission, department, division, bureau, committee, fund, agency, authority, council, or other instrumentality of the state;

(B) each hospital, penal institution, and other institutional enterprise of the state;

(C) the judicial department of the state; and

(D) the legislative department of the state.

However, this term does not include cities, towns, townships, school cities, school townships, school districts, other municipal corporations or political subdivisions of the state, or universities and colleges supported in whole or in part by state funds.

(11) "Total operating expense" includes payments for both "personal services" and "other operating expense".

(b) The state board of finance may authorize advances to boards or persons having control of the funds of any institution or department of the state of a sum of money out of any appropriation available at such time for the purpose of establishing working capital to provide for payment of expenses in the case of emergency when immediate payment is necessary or expedient. Advance payments shall be made by warrant by the auditor of state, and properly itemized and receipted bills or invoices shall be filed by the board or persons receiving the advance payments.

(c) All money appropriated by this act shall be considered either a direct appropriation or an appropriation from a rotary or revolving fund.

(1) Direct appropriations are subject to withdrawal from the state treasury and for expenditure for such purposes, at such time, and in such manner as may be prescribed by law. Direct appropriations are not subject to return and rewithdrawal from the state treasury, except for the correction of an error which may have occurred in any transaction or for reimbursement of expenditures which have occurred in the same fiscal year.

(2) A rotary or revolving fund is any designated part of a fund that is set apart as working capital in a manner prescribed by law and devoted to a specific purpose or purposes. The fund consists of earnings and income only from certain sources or a combination thereof. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the original appropriation thereto, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part thereof shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount shall be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.



SECTION 2. [EFFECTIVE JULY 1, 2007]

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

SECTION 3. [EFFECTIVE JULY 1, 2007]

GENERAL GOVERNMENT

A. LEGISLATIVE

FOR THE GENERAL ASSEMBLY

LEGISLATORS' SALARIES - HOUSE

Total Operating Expense	4,068,016	4,728,016
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HOUSE EXPENSES

Total Operating Expense	9,936,755	10,097,001
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LEGISLATORS' SALARIES - SENATE

Total Operating Expense	1,571,845	1,596,366
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SENATE EXPENSES

Total Operating Expense	8,836,759	9,380,692
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Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Members of the general assembly are entitled, when authorized by the speaker of the house or the president pro tempore of the senate, to the legislative business per diem allowance for each and every day engaged in official business.

The legislative business per diem allowance that each member of the general assembly is entitled to receive equals the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. The legislative business per diem changes each time there is a change in that maximum daily amount.

In addition to the legislative business per diem allowance, each member of the general



1 assembly shall receive the mileage allowance in an amount equal to the standard mileage
2 rates for personally owned transportation equipment established by the federal Internal
3 Revenue Service for each mile necessarily traveled from the member's usual place
4 of residence to the state capitol. However, if the member traveled by a means other
5 than by motor vehicle, and the member's usual place of residence is more than one
6 hundred (100) miles from the state capitol, the member is entitled to reimbursement
7 in an amount equal to the lowest air travel cost incurred in traveling from the usual
8 place of residence to the state capitol. During the period the general assembly is
9 convened in regular or special session, the mileage allowance shall be limited to
10 one (1) round trip each week per member.

11
12 Any member of the general assembly who is appointed, by the governor, speaker
13 of the house, president or president pro tempore of the senate, house or senate minority
14 floor leader, or Indiana legislative council to serve on any research, study, or
15 survey committee or commission, or who attends any meetings authorized or convened
16 under the auspices of the Indiana legislative council, including pre-session conferences
17 and federal-state relations conferences, is entitled, when authorized by the legislative
18 council, to receive the legislative business per diem allowance for each day in actual
19 attendance and is also entitled to a mileage allowance, at the rate specified above,
20 for each mile necessarily traveled from the member's usual place of residence to
21 the state capitol, or other in-state site of the committee, commission, or conference.
22 The per diem allowance and the mileage allowance permitted under this paragraph shall
23 be paid from the legislative council appropriation for legislator and lay member
24 travel unless the member is attending an out-of-state meeting, as authorized by the
25 speaker of the house of representatives or the president pro tempore of the senate,
26 in which case the member is entitled to receive:

- 27 (1) the legislative business per diem allowance for each day the member is engaged
28 in approved out-of-state travel; and
29 (2) reimbursement for traveling expenses actually incurred in connection with the
30 member's duties, as provided in the state travel policies and procedures established
31 by the legislative council.

32
33 Notwithstanding the provisions of this or any other statute, the legislative council
34 may adopt, by resolution, travel policies and procedures that apply only to members
35 of the general assembly or to the staffs of the house of representatives, senate,
36 and legislative services agency, or both members and staffs. The legislative council
37 may apply these travel policies and procedures to lay members serving on research,
38 study, or survey committees or commissions that are under the jurisdiction of the
39 legislative council. Notwithstanding any other law, rule, or policy, the state travel
40 policies and procedures established by the Indiana department of administration and
41 approved by the budget agency do not apply to members of the general assembly, to
42 the staffs of the house of representatives, senate, or legislative services agency,
43 or to lay members serving on research, study, or survey committees or commissions
44 under the jurisdiction of the legislative council (if the legislative council applies
45 its travel policies and procedures to lay members under the authority of this SECTION),
46 except that, until the legislative council adopts travel policies and procedures,
47 the state travel policies and procedures established by the Indiana department of
48 administration and approved by the budget agency apply to members of the general
49 assembly, to the staffs of the house of representatives, senate, and legislative



services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

LEGISLATORS' SUBSISTENCE

LEGISLATORS' EXPENSES - HOUSE

Total Operating Expense	2,310,000	2,310,000
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LEGISLATORS' EXPENSES - SENATE

Total Operating Expense	1,140,935	986,734
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Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area:

- (1) each day that the general assembly is not convened in regular or special session; and
- (2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, \$6,500; assistant president pro tempore, \$2,500; majority floor leader emeritus, \$1,500; majority floor leader, \$5,000; assistant majority floor leader, \$1,000; majority caucus chair, \$5,000; assistant majority caucus chair, \$1,000; appropriations committee chair, \$5,000; tax and fiscal policy committee chair, \$5,000; appropriations committee ranking majority member, \$1,500; tax and fiscal policy committee ranking majority member, \$1,500; majority whip, \$3,500; assistant majority whip, \$1,000; minority floor leader, \$5,500; minority leader pro tempore, \$1,000; minority caucus chair, \$4,500; minority assistant floor leader, \$4,500; appropriations committee ranking minority member, \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority whip, \$2,500; assistant minority whip, \$500; and assistant minority caucus chair, \$500.



Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, \$6,500; speaker pro tempore, \$5,000; deputy speaker pro tempore, \$1,500; majority leader, \$5,000; majority caucus chair, \$5,000; assistant majority caucus chair, \$1,000; ways and means committee chair, \$5,000; ways and means committee ranking majority member, \$3,000; ways and means committee, chairman of the education subcommittee, \$1,500; speaker pro tempore emeritus, \$1,500; budget subcommittee chair, \$3,000; majority whip, \$3,500; assistant majority whip, \$1,000; assistant majority leader, \$1,000; minority leader, \$5,500; minority caucus chair, \$4,500; ways and means committee ranking minority member, \$3,500; minority whip, \$2,500; assistant minority leader, \$4,500; second assistant minority leader, \$1,500; and deputy assistant minority leader, \$1,000.

If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY

Total Operating Expense	9,244,000	9,605,000
LEGISLATOR AND LAY MEMBER TRAVEL		
Total Operating Expense	610,000	635,000

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2007-2009 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other



in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

LEGISLATIVE COUNCIL CONTINGENCY FUND

Total Operating Expense	223,614
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Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: \$900

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

PRINTING AND DISTRIBUTION

Total Operating Expense	872,000	905,000
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The above funds are appropriated for the printing and distribution of documents published by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 115th general assembly, the supplements to the Indiana Code for fiscal years 2007-2008 and 2008-2009, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

COUNCIL OF STATE GOVERNMENTS ANNUAL DUES

Other Operating Expense	138,408	143,944
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NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES



1	Other Operating Expense	176,357	190,337
2	NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES		
3	Other Operating Expense	10,000	10,000

4			
5	FOR THE INDIANA LOBBY REGISTRATION COMMISSION		
6	Total Operating Expense	257,900	271,910

7			
8	FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND		
9	LEGISLATORS' RETIREMENT FUND		
10	Total Operating Expense	100,000	100,000

11
12 **B. JUDICIAL**

13			
14	FOR THE SUPREME COURT		
15	Personal Services	7,403,027	7,664,269
16	Other Operating Expense	2,232,192	2,251,965

17
18 The above appropriation for the supreme court personal services includes the subsistence
19 allowance as provided by IC 33-38-5-8.

20			
21	LOCAL JUDGES' SALARIES		
22	Personal Services	50,674,246	50,812,798
23	Other Operating Expense	39,000	39,000

24	COUNTY PROSECUTORS' SALARIES		
25	Personal Services	23,821,199	23,821,199
26	Other Operating Expense	31,000	31,000

27
28 The above appropriations for county prosecutors' salaries represent the amounts authorized
29 by IC 33-39-6-5 and that are to be paid from the state general fund.

30
31 In addition to the appropriations for local judges' salaries and for county prosecutors'
32 salaries, there are hereby appropriated for personal services the amounts that the
33 state is required to pay for salary changes or for additional courts created by the
34 115th general assembly.

35			
36	TRIAL COURT OPERATIONS		
37	Total Operating Expense	612,850	618,850
38	INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY		
39	Total Operating Expense	800,000	800,000

40
41 The above funds are appropriated to the division of state court administration in
42 compliance with the provisions of IC 33-24-13-7.

43			
44	PUBLIC DEFENDER COMMISSION		
45	Personal Services	76,294	81,664
46	Other Operating Expense	10,523,706	11,518,336

47
48 The above appropriation is made in addition to the distribution authorized by
49 IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services



provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.

GUARDIAN AD LITEM

Personal Services	13,454	13,454
Other Operating Expense	3,222,658	3,222,658

The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds.

CIVIL LEGAL AID

Total Operating Expense	2,000,000	2,000,000
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The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-12-7.

SPECIAL JUDGES - COUNTY COURTS

Personal Services	15,000	15,000
Other Operating Expense	134,000	134,000

If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.

COMMISSION ON RACE AND GENDER FAIRNESS

Total Operating Expense	370,996	380,996
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FOR THE COURT OF APPEALS

Personal Services	8,902,011	9,141,271
Other Operating Expense	1,467,625	1,249,470

The above appropriations for the court of appeals personal services includes the subsistence allowance provided by IC 33-38-5-8.

FOR THE TAX COURT

Personal Services	516,747	529,050
Other Operating Expense	128,927	143,963



FOR THE JUDICIAL CENTER

Personal Services	1,973,273	2,045,255
Other Operating Expense	1,612,796	1,602,604

The above appropriations for the judicial center include the appropriations for the judicial conference.

DRUG AND ALCOHOL PROGRAMS FUND

Personal Services	285,569	285,569
Other Operating Expense	13,441	13,441

The above funds are appropriated under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if the receipts are less than the appropriation, the center may not spend more than is collected.

INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION

Personal Services	81,540	81,540
Other Operating Expense	61,307	61,307

Augmentation allowed from fee increases enacted in the 2003 general assembly under IC 11-13-4.5-4.

FOR THE PUBLIC DEFENDER

Personal Services	5,941,901	6,179,783
Other Operating Expense	985,133	985,133

FOR THE PUBLIC DEFENDER COUNCIL

Personal Services	942,195	943,779
Other Operating Expense	490,136	459,141

FOR THE PROSECUTING ATTORNEYS' COUNCIL

Personal Services	622,639	623,828
Other Operating Expense	591,448	591,448

DRUG PROSECUTION

Drug Prosecution Fund (IC 33-39-8-6)

Total Operating Expense	103,436	103,436
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Augmentation allowed.

FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND

JUDGES' RETIREMENT FUND

Other Operating Expense	10,753,661	11,708,522
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PROSECUTORS' RETIREMENT FUND

Other Operating Expense	170,000	170,000
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C. EXECUTIVE

FOR THE GOVERNOR'S OFFICE

Personal Services	2,002,085	2,002,085
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		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	375,000	375,000	
2	GOVERNOR'S RESIDENCE			
3	Total Operating Expense	148,724	148,724	
4	GOVERNOR'S CONTINGENCY FUND			
5	Total Operating Expense			170,000
6				
7	Direct disbursements from the above contingency fund are not subject to the provisions			
8	of IC 5-22.			
9				
10	GOVERNOR'S FELLOWSHIP PROGRAM			
11	Total Operating Expense	250,045	250,045	
12				
13	FOR THE WASHINGTON LIAISON OFFICE			
14	Total Operating Expense	195,000	195,000	
15				
16	FOR THE LIEUTENANT GOVERNOR			
17	Personal Services	1,780,280	1,780,280	
18	Other Operating Expense	724,410	724,410	
19	CONTINGENCY FUND			
20	Total Operating Expense			34,626
21				
22	Direct disbursements from the above contingency fund are not subject to the provisions			
23	of IC 5-22.			
24				
25	FOR THE SECRETARY OF STATE			
26	ADMINISTRATION			
27	Personal Services	2,148,297	2,148,297	
28	Other Operating Expense	255,919	255,919	
29				
30	FOR THE ATTORNEY GENERAL			
31	ATTORNEY GENERAL			
32	From the General Fund			
33		14,463,506	14,463,506	
34	From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
35		389,344	389,344	
36	Augmentation allowed.			
37				
38	The amounts specified from the General Fund and the Tobacco Master Settlement Agreement			
39	Fund are for the following purposes:			
40				
41	Personal Services	13,681,809	13,681,809	
42	Other Operating Expense	1,171,041	1,171,041	
43				
44	HOMEOWNER PROTECTION UNIT (IC 4-6-12-9)			
45	Total Operating Expense	63,391	63,391	
46	MEDICAID FRAUD UNIT			
47	Total Operating Expense	829,789	829,789	
48				
49	The above appropriations to the Medicaid fraud unit are the state's matching share			



of the state Medicaid fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C. 1396b(q). Augmentation allowed from collections.

UNCLAIMED PROPERTY

Abandoned Property Fund (IC 32-34-1-33)

Personal Services	1,317,228	1,317,228
Other Operating Expense	3,172,360	3,172,360

Augmentation allowed.

D. FINANCIAL MANAGEMENT

FOR THE AUDITOR OF STATE

Personal Services	4,587,218	4,587,218
Other Operating Expense	1,388,632	1,388,632

GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS

Total Operating Expense	123,500	123,500
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The above appropriations for governors' and governors' surviving spouses' pensions are made under IC 4-3-3.

FOR THE STATE BOARD OF ACCOUNTS

Personal Services	20,798,302	20,798,302
Other Operating Expense	1,340,277	1,340,277

GOVERNOR ELECT

Total Operating Expense	0	40,000
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FOR THE STATE BUDGET COMMITTEE

Total Operating Expense	60,000	60,000
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Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of the budget committee is an amount equal to one hundred fifty percent (150%) of the legislative business per diem allowance. If the above appropriations are insufficient to carry out the necessary operations of the budget committee, there are hereby appropriated such further sums as may be necessary.

FOR THE OFFICE OF MANAGEMENT AND BUDGET

Personal Services	1,192,305	1,192,305
Other Operating Expense	65,958	65,958

FOR THE STATE BUDGET AGENCY

Personal Services	3,118,097	3,118,097
Other Operating Expense	512,409	512,409

BUILD INDIANA FUND ADMINISTRATION

Build Indiana Fund (IC 4-30-17)

Other Operating Expense	1	1
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DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND

Total Operating Expense		10,000,000
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The foregoing departmental and institutional emergency contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor. These allocations may be made upon written request of proper officials, showing that contingencies exist that require additional funds for meeting necessary expenses. The budget committee shall be advised of each transfer request and allotment.

OUTSIDE BILLS CONTINGENCY

Total Operating Expense	1
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PERSONAL SERVICESFRINGE BENEFITS CONTINGENCY FUND

Total Operating Expense	89,000,000
--------------------------------	-------------------

The foregoing personal services/fringe benefits contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor.

The foregoing personal services/fringe benefits contingency fund appropriation must be allocated to fund the following priorities in the order presented:

- (1) Fully fund the growth in employee healthcare cost.
- (2) Provide salary increases based on employment classification with the lowest paid classification receiving the largest percentage increase and the highest paid classification receiving the smallest percentage increase.
- (3) Any money remaining may be used for an employee leave conversion program or a severance package for workers terminated through privatization in the 2007-2009 biennium and may not be used for any other purpose. Funding is prohibited for any and all merit related compensation programs not explicitly approved by the general assembly.

The foregoing personal services/fringe benefits contingency fund appropriation does not revert at the end of the biennium but remains in the personal services/fringe benefits contingency fund.

COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE

Total Operating Expense	44,300,000	46,500,000
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Augmentation Allowed.

SCHOOL AND LIBRARY INTERNET CONNECTION

Build Indiana Fund (IC 4-30-17)

Other Operating Expense	7,000,000
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Of the foregoing appropriations, \$2,300,000 each year shall be used for schools under IC 4-34-3-4, and \$1,200,000 each year shall be used for libraries under IC 4-34-3-2.

INSPIRE (IC 4-34-3-2)

Build Indiana Fund (IC 4-30-17)

Other Operating Expense	2,500,000
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AREA HEALTH EDUCATION CENTERS



1	Total Operating Expense	1,250,000	1,750,000
2			
3	FOR THE TREASURER OF STATE		
4	Personal Services	827,756	827,756
5	Other Operating Expense	42,350	42,350
6			

7 The treasurer of state, the board for depositories, the Indiana commission for higher
8 education, and the state student assistance commission shall cooperate and provide
9 to the Indiana education savings authority the following:

- 10 (1) Clerical and professional staff and related support.
- 11 (2) Office space and services.
- 12 (3) Reasonable financial support for the development of rules, policies, programs,
13 and guidelines, including authority operations and travel.

14
15 **E. TAX ADMINISTRATION**

16
17 **FOR THE DEPARTMENT OF REVENUE**
18 **COLLECTION AND ADMINISTRATION**

19 **General Fund**

20 54,187,575 53,427,575

21 **Motor Carrier Regulation Fund (IC 8-2.1-23)**

22 794,261 794,261

23 **Motor Vehicle Highway Account (IC 8-14-1)**

24 2,449,434 2,449,434

25 **Augmentation allowed from the Motor Carrier Regulation Fund and the Motor Vehicle**
26 **Highway Account.**

27
28 The amounts specified from the General Fund, Motor Carrier Regulation Fund, and the
29 Motor Vehicle Highway Account are for the following purposes:

30			
31	Personal Services	40,726,571	40,726,571
32	Other Operating Expense	16,704,699	15,944,699
33			

34 With the approval of the governor and the budget agency, the department shall annually
35 reimburse the state general fund for expenses incurred in support of the collection
36 of dedicated fund revenue according to the department's cost allocation plan.

37
38 With the approval of the governor and the budget agency, the foregoing sums for the
39 department of state revenue may be augmented to an amount not exceeding in total,
40 together with the above specific amounts, one and one-tenth percent (1.1%) of the
41 amount of money collected by the department of state revenue from taxes and fees.

42
43 **OUTSIDE COLLECTIONS**

44	Total Operating Expense	3,300,000	3,300,000
45			

46 With the approval of the governor and the budget agency, the foregoing sums for the
47 department of state revenue's outside collections may be augmented to an amount not
48 exceeding in total, together with the above specific amounts, one and one-tenth percent
49 (1.1%) of the amount of money collected by the department from taxes and fees.



MOTOR CARRIER REGULATION

Motor Carrier Regulation Fund (IC 8-2.1-23)

Personal Services	1,538,712	1,538,712
Other Operating Expense	4,354,961	4,354,961

Augmentation allowed from the Motor Carrier Regulation Fund.

MOTOR FUEL TAX DIVISION

Motor Vehicle Highway Account (IC 8-14-1)

Personal Services	8,772,328	8,772,328
Other Operating Expense	4,074,734	4,074,734

Augmentation allowed from the Motor Vehicle Highway Account.

In addition to the foregoing appropriations, there is hereby appropriated to the department of revenue motor fuel tax division an amount sufficient to pay claims for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums above appropriated from the motor vehicle highway account for the operation of the motor fuel tax division, together with all refunds for license-fee-exempt motor vehicle fuel, shall be paid from the receipts of those license fees before they are distributed as provided by IC 6-6-1.1.

FOR THE INDIANA GAMING COMMISSION

State Gaming Fund (IC 4-33-13-3)

3,463,789	3,463,789
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Gaming Investigations

525,000	525,000
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The amounts specified from the state gaming fund and gaming investigations are for the following purposes:

Personal Services	3,035,629	3,035,629
Other Operating Expense	953,160	953,160

The foregoing appropriations to the Indiana gaming commission are made from revenues accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made under IC 4-33-13-5.

Augmentation allowed.

The foregoing appropriations to the Indiana gaming commission are made instead of the appropriation made in IC 4-33-13-4.

Notwithstanding IC 4-33-18-8, the Indiana Gaming Commission shall impose an annual fee of twenty-five thousand dollars (\$25,000) upon the following entities to support gaming research:

- (1) Each licensed owner or operating agent operating a riverboat in Indiana.
- (2) Each permit holder, as defined in IC 4-31-2-14, operating a live pari-mutual horse racing facility in Indiana.

FOR THE INDIANA DEPARTMENT OF GAMING RESEARCH



1	Personal Services	118,297	118,297
2	Other Operating Expense	127,993	127,993
3	Augmentation allowed from fees accruing under IC 4-33-18-8.		

4

5 **FOR THE INDIANA HORSE RACING COMMISSION**

6	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
7	Personal Services	2,192,335	2,192,335
8	Other Operating Expense	673,974	673,974

9

10 The foregoing appropriations to the Indiana horse racing commission are made from
11 revenues accruing to the Indiana horse racing commission before any distribution
12 is made under IC 4-31-9. Retroactive to July 1, 2005.

13 Augmentation allowed.

14

15 **STANDARDDBRED ADVISORY BOARD**

16	Standardbred Horse Fund (IC 15-5-5.5-9.5)		
17	Total Operating Expense	193,500	193,500

18

19 The foregoing appropriations to the standardbred board of regulation are made from
20 revenues accruing to the Indiana horse racing commission before any distribution
21 is made under IC 4-31-9. Retroactive to July 1, 2005.

22 Augmentation allowed.

23

24 **STANDARDDBRED BREED DEVELOPMENT FUND**

25	Standardbred Horse Fund (IC 15-5-5.5-9.5)		
26	Total Operating Expense	3,963,811	3,963,811

27 Augmentation allowed.

28 **THOROUGHBRED BREED DEVELOPMENT FUND**

29	Standardbred Horse Fund (IC 15-5-5.5-9.5)		
30	Total Operating Expense	2,686,139	2,686,139

31 Augmentation allowed.

32 **QUARTER HORSE BREED DEVELOPMENT FUND**

33	Standardbred Horse Fund (IC 15-5-5.5-9.5)		
34	Total Operating Expense	233,155	233,155

35 Augmentation allowed.

36 **FINGERPRINT FEES**

37	Standardbred Horse Fund (IC 15-5-5.5-9.5)		
38	Total Operating Expense	67,558	67,558

39 Augmentation allowed.

40

41 **FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE**

42	Personal Services	3,824,801	3,824,801
43	Other Operating Expense	835,679	835,679

44

45 From the above appropriations for the department of local government finance, travel
46 subsistence and mileage allowances may be paid for members of the local government
47 tax control board created by IC 6-1.1-18.5-11 and the state school property tax control
48 board created by IC 6-1.1-19-4.1, under state travel regulations.

49



FOR THE INDIANA BOARD OF TAX REVIEW

Personal Services	1,280,166	1,280,166
Other Operating Expense	102,960	102,960

Augmentation allowed from fee increases enacted by P.L.245-2003 and reimbursements from any county under IC 6-1.1-4-34(f), regardless of when the fees or reimbursements were received.

F. ADMINISTRATION

FOR THE DEPARTMENT OF ADMINISTRATION

Personal Services	12,799,660	12,799,660
Other Operating Expense	14,070,807	13,863,207

FOR THE STATE PERSONNEL DEPARTMENT

Personal Services	8,761,767	8,761,767
Other Operating Expense	623,200	623,200

The state must provide a variety of healthcare plan options and not restrict employees to health savings account plans.

FOR THE STATE EMPLOYEES APPEALS COMMISSION

Personal Services	163,650	163,650
Other Operating Expense	16,089	16,089

FOR THE OFFICE OF TECHNOLOGY

Pay Phone Fund		
Total Operating Expense	2,490,000	2,490,000

Augmentation allowed.

The pay phone fund is established for the procurement of hardware, software, and related equipment and services needed to expand and enhance the state campus backbone and other central information technology initiatives. Such procurements may include, but are not limited to, wiring and rewiring of state offices, Internet services, video conferencing, telecommunications, application software, and related services. The fund consists of the net proceeds received from contracts with companies providing phone services at state institutions and other state properties. The fund shall be administered by the budget agency. Money in the fund may be spent by the office in compliance with a plan approved by the budget agency. Any money remaining in the fund at the end of any fiscal year does not revert to the general fund or any other fund but remains in the pay phone fund.

FOR THE COMMISSION ON PUBLIC RECORDS

Personal Services	1,432,151	1,432,151
Other Operating Expense	132,099	132,099

FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR

Personal Services	144,841	144,841
Other Operating Expense	6,004	6,004



1 **G. OTHER**

2
3 **FOR THE COMMISSION ON UNIFORM STATE LAWS**

4 **Total Operating Expense** 43,584 43,584

5
6 **FOR THE OFFICE OF INSPECTOR GENERAL**

7 **Personal Services** 1,382,080 1,382,080

8 **Other Operating Expense** 240,537 240,537

9
10 **STATE ETHICS COMMISSION**

11 **Personal Services** 260,816 261,006

12 **Other Operating Expense** 2,596 2,596

13
14 **FOR THE SECRETARY OF STATE**

15 **ELECTION DIVISION**

16 **Personal Services** 676,031 698,959

17 **Other Operating Expense** 198,793 198,922

18 **VOTER REGISTRATION AND PROCEDURES**

19 **Total Operating Expense** 129,920 0

20 **VOTER LIST MAINTENANCE**

21 **Total Operating Expense** 112,500 112,500

22
23 **H. COMMUNITY SERVICES**

24
25 **FOR THE GOVERNOR'S OFFICE OF FAITH BASED & COMMUNITY INITIATIVES**

26 **Personal Services** 244,064 244,064

27 **Other Operating Expense** 71,488 71,488

28
29 **SECTION 4. [EFFECTIVE JULY 1, 2007]**

30
31 **PUBLIC SAFETY**

32
33 **A. CORRECTION**

34
35 **FOR THE DEPARTMENT OF CORRECTION**

36 **CENTRAL OFFICE**

37 **Personal Services** 8,365,099 8,371,234

38 **Other Operating Expense** 2,392,191 2,392,191

39 **ESCAPEE COUNSEL AND TRIAL EXPENSE**

40 **Other Operating Expense** 198,000 198,000

41 **COUNTY JAIL MISDEMEANANT HOUSING**

42 **Total Operating Expense** 4,281,101 4,281,101

43 **ADULT CONTRACT BEDS**

44 **Total Operating Expense** 10,235,735 10,235,735

45 **STAFF DEVELOPMENT AND TRAINING**

46 **Personal Services** 1,404,251 1,405,258

47 **Other Operating Expense** 448,388 448,388

48 **PAROLE DIVISION**

49 **Personal Services** 5,749,346 5,753,450



	<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1 Other Operating Expense	804,943	804,943	
2 PAROLE BOARD			
3 Personal Services	552,124	552,544	
4 Other Operating Expense	35,590	35,590	
5 INFORMATION MANAGEMENT SERVICES			
6 Personal Services	2,364,202	2,366,020	
7 Other Operating Expense	1,922,620	1,922,620	
8 JUVENILE TRANSITION			
9 Personal Services	1,181,277	1,182,115	
10 Other Operating Expense	4,051,694	4,051,694	
11 COMMUNITY CORRECTIONS PROGRAMS			
12 Total Operating Expense			55,763,764

13
14 The above appropriation for community corrections programs is not subject to transfer
15 to any other fund or to transfer, assignment, or reassignment for any other use or
16 purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23
17 or by the budget agency notwithstanding IC 4-12-1-12, or any other law.

18
19 **DRUG PREVENTION AND OFFENDER TRANSITION**

20 Total Operating Expense 988,293 988,487

21
22 The above appropriation shall be used for minimum security release programs, transition
23 programs, mentoring programs, and supervision of and assistance to adult and juvenile
24 offenders to promote the successful integration of the offender into the community.

25
26 **CENTRAL EMERGENCY RESPONSE**

27 Personal Services 1,179,746 1,180,570
28 Other Operating Expense 455,738 455,738

29 **MEDICAL SERVICES**

30 Other Operating Expense 27,260,811 27,260,811

31
32 The above appropriations for medical services shall be used only for services that are determined
33 to be medically necessary.

34
35 **DRUG ABUSE PREVENTION**

36 Drug Abuse Fund (IC 11-8-2-11)

37 Personal Services 40,716 40,742
38 Other Operating Expense 113,000 113,000

39 Augmentation allowed.

40 **COUNTY JAIL MAINTENANCE CONTINGENCY FUND**

41 Other Operating Expense 17,281,044 17,281,044

42
43 Disbursements from the fund shall be made for the purpose of reimbursing sheriffs
44 for the cost of incarcerating in county jails persons convicted of felonies to the
45 extent that such persons are incarcerated for more than five (5) days after the day
46 of sentencing, at the rate of \$35 per day. In addition to the per diem, the state
47 shall reimburse the sheriffs for expenses determined by the sheriff to be incurred in
48 providing medically necessary medical care to the convicted persons. However, if
49 the sheriff or county receives money with respect to a convicted person (from a source



other than the county), the per diem or medical expense reimbursement with respect to the convicted person shall be reduced by the amount received. A sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted persons within five (5) days after the day of sentencing if the department of correction does not have the capacity to receive the convicted person.

Augmentation allowed.

MEDICAL SERVICE PAYMENTS

Total Operating Expense	25,000,000	25,000,000
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These appropriations for medical service payments are made to pay for services determined to be medically necessary for committed individuals, patients and students of institutions under the jurisdiction of the department of correction, the state department of health, the division of mental health, the school for the blind, the school for the deaf, or the division of disability, aging, and rehabilitative services if the services are provided outside these institutions. These appropriations may not be used for payments for medical services that are covered by IC 12-16 unless these services have been approved under IC 12-16. These appropriations shall not be used for payment for medical services which are payable from an appropriation in this act for the state department of health, the division of mental health, the school for the blind, the school for the deaf, the division of disability, aging, and rehabilitative services, or the department of correction, or that are reimbursable from funds for medical assistance under IC 12-15. If these appropriations are insufficient to make these medical service payments, there is hereby appropriated such further sums as may be necessary.

Direct disbursements from the above contingency fund are not subject to the provisions of IC 4-13-2.

FOR THE DEPARTMENT OF ADMINISTRATION

DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU

Personal Services	135,966	136,067
Other Operating Expense	13,124	13,124

FOR THE DEPARTMENT OF CORRECTION

INDIANA STATE PRISON

Personal Services	28,327,153	28,345,171
Other Operating Expense	5,819,137	5,819,137

VOCATIONAL TRAINING PROGRAM

Total Operating Expense	257,291	257,291
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PENDLETON CORRECTIONAL FACILITY

Personal Services	28,133,124	28,152,801
Other Operating Expense	6,931,289	6,931,289

CORRECTIONAL INDUSTRIAL FACILITY

Personal Services	19,842,899	19,856,310
Other Operating Expense	4,035,819	4,035,819

INDIANA WOMEN'S PRISON

Personal Services	11,666,382	11,673,614
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		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	1,928,211	1,928,211	
2	PUTNAMVILLE CORRECTIONAL FACILITY			
3	Personal Services	28,542,062	28,561,207	
4	Other Operating Expense	5,595,717	5,595,717	
5	WABASH VALLEY CORRECTIONAL FACILITY			
6	Personal Services	38,442,605	38,467,484	
7	Other Operating Expense	7,469,855	7,469,855	
8	PLAINFIELD JUVENILE CORRECTIONAL FACILITY			
9	Personal Services	13,401,073	13,410,386	
10	Other Operating Expense	2,386,012	2,386,012	
11	INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY			
12	Personal Services	14,618,497	14,626,547	
13	Other Operating Expense	1,711,469	1,711,469	
14	BRANCHVILLE CORRECTIONAL FACILITY			
15	Personal Services	17,856,336	17,868,319	
16	Other Operating Expense	2,945,374	2,945,374	
17	WESTVILLE CORRECTIONAL FACILITY			
18	Personal Services	42,249,577	42,278,476	
19	Other Operating Expense	7,690,288	7,690,288	
20	WESTVILLE MAXIMUM CONTROL FACILITY			
21	Personal Services	5,428,434	5,432,101	
22	Other Operating Expense	582,757	582,757	
23	ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN			
24	Personal Services	15,746,198	15,757,032	
25	Other Operating Expense	2,712,522	2,712,522	
26	PLAINFIELD CORRECTIONAL FACILITY			
27	Personal Services	25,173,242	25,190,068	
28	Other Operating Expense	5,464,545	5,464,545	
29	RECEPTION AND DIAGNOSTIC CENTER			
30	Personal Services	11,780,995	11,789,124	
31	Other Operating Expense	1,217,704	1,217,704	
32	MIAMI CORRECTIONAL FACILITY			
33	Personal Services	28,785,622	28,804,798	
34	Other Operating Expense	4,617,107	4,617,107	
35	NEW CASTLE CORRECTIONAL FACILITY			
36	Personal Services	12,203,968	12,212,345	
37	Other Operating Expense	2,779,105	2,779,105	
38	SOCIAL SERVICES BLOCK GRANT			
39	General Fund			
40	Total Operating Expense	9,948,380	9,955,962	
41	Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)			
42	Total Operating Expense	466,014	466,014	
43	Augmentation allowed from Work Release - Study Release Special Revenue Fund			
44	and Social Services Block Grant.			
45	HENRYVILLE CORRECTIONAL FACILITY			
46	Personal Services	2,018,547	2,019,927	
47	Other Operating Expense	379,381	379,381	
48	CHAIN O' LAKES CORRECTIONAL FACILITY			
49	Personal Services	1,819,881	1,820,956	



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	380,606	380,606	
2	MEDARYVILLE CORRECTIONAL FACILITY			
3	Personal Services	1,899,480	1,900,654	
4	Other Operating Expense	330,727	330,727	
5	ATTERBURY CORRECTIONAL FACILITY			
6	Personal Services	2,048,622	2,049,962	
7	Other Operating Expense	350,351	350,351	
8	MADISON CORRECTIONAL FACILITY			
9	Personal Services	3,114,891	3,116,892	
10	Other Operating Expense	468,019	468,019	
11	EDINBURGH CORRECTIONAL FACILITY			
12	Personal Services	2,849,220	2,851,122	
13	Other Operating Expense	363,155	363,155	
14	LAKESIDE CORRECTIONAL FACILITY			
15	Personal Services	4,904,199	4,907,478	
16	Other Operating Expense	732,602	732,602	
17	FORT WAYNE JUVENILE CORRECTIONAL FACILITY			
18	Personal Services	1,425,664	1,426,588	
19	Other Operating Expense	436,233	436,233	
20	SOUTH BEND JUVENILE CORRECTIONAL FACILITY			
21	Personal Services	4,343,067	4,345,596	
22	Other Operating Expense	2,886,037	2,886,037	
23	LOGANSPOUT INTAKE/DIAGNOSTIC FACILITY			
24	Personal Services	2,868,870	2,870,666	
25	Other Operating Expense	536,690	536,690	
26	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY			
27	Personal Services	8,296,951	8,301,236	
28	Other Operating Expense	1,294,293	1,294,293	
29	CAMP SUMMIT			
30	Personal Services	2,545,249	2,546,766	
31	Other Operating Expense	362,040	362,040	
32	PENDLETON JUVENILE CORRECTIONAL FACILITY			
33	Personal Services	14,161,982	14,170,029	
34	Other Operating Expense	2,530,172	2,530,172	
35				
36	B. LAW ENFORCEMENT			
37				
38	FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION			
39	From the General Fund			
40	42,674,498	42,674,498		
41	From the Motor Vehicle Highway Account (IC 8-14-1)			
42	74,311,334	74,311,334		
43	From the Motor Carrier Regulation Fund (IC 8-2.1-23)			
44	4,096,176	4,096,176		
45	Augmentation allowed from the general fund, the motor vehicle highway account,			
46	and the motor carrier regulation fund.			
47				
48	The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the			
49	Motor Carrier Regulation Fund are for the following purposes:			



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Personal Services	104,038,488	104,038,488
Other Operating Expense	17,043,520	17,043,520

The above appropriations for personal services and other operating expense include funds to continue the state police minority recruiting program.

The foregoing appropriations for the Indiana state police and motor carrier inspection include funds for the police security detail to be provided to the Indiana state fair board. However, amounts actually expended to provide security for the Indiana state fair board as determined by the budget agency shall be reimbursed by the Indiana state fair board to the state general fund.

ODOMETER FRAUD INVESTIGATION

From the Motor Vehicle Odometer Fund (IC 9-29-1-5)

Total Operating Expense	25,000	25,000
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Augmentation allowed.

STATE POLICE TRAINING

From the State Police Training Fund (IC 5-2-8-5)

Total Operating Expense	300,100	300,100
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Augmentation allowed.

FORENSIC AND HEALTH SCIENCES LABORATORIES

From the General Fund

3,888,671 3,888,671

From the Motor Carrier Regulation Fund (IC 8-2.1-23)

386,658 386,658

From the Motor Vehicle Highway Account (IC 8-14-1)

6,772,031 6,772,031

Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services	9,616,473	9,616,473
Other Operating Expense	1,430,887	1,430,887

ENFORCEMENT AID

From the General Fund

Total Operating Expense	40,000	40,000
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From the Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	40,000	40,000
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The above appropriations for enforcement aid are to meet unforeseen emergencies of a confidential nature. They are to be expended under the direction of the superintendent and to be accounted for solely on the superintendent's authority.



1 **PENSION FUND**

2 **From the General Fund**

3 **Total Operating Expense** 4,736,246 4,736,246

4 **From the Motor Vehicle Highway Account (IC 8-14-1)**

5 **Total Operating Expense** 4,736,247 4,736,247

6

7 The above appropriations shall be paid into the state police pension fund provided
8 for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or
9 before the 30th of each succeeding month thereafter.

10

11 **BENEFIT FUND**

12 **From the General Fund**

13 **Total Operating Expense** 1,713,151 1,713,151

14 Augmentation allowed.

15

16 **From the Motor Vehicle Highway Account (IC 8-14-1)**

17 **Total Operating Expense** 1,713,151 1,713,151

18 Augmentation allowed.

19

20 All benefits to members shall be paid by warrant drawn on the treasurer
21 of state by the auditor of state on the basis of claims filed and approved by the
22 trustees of the state police pension and benefit funds created by IC 10-12-2.

23

24 **SUPPLEMENTAL PENSION**

25 **General Fund**

26 **Total Operating Expense** 1,900,753 1,900,753

27 Augmentation allowed.

28

29 **Motor Vehicle Highway Account (IC 8-14-1)**

30 **Total Operating Expense** 1,900,753 1,900,753

31 Augmentation allowed.

32

33 If the above appropriations for supplemental pension for any one (1) year are greater
34 than the amount actually required under the provisions of IC 10-12-5, then the excess
35 shall be returned proportionately to the funds from which the appropriations were
36 made. If the amount actually required under IC 10-12-5 is greater than the above
37 appropriations, then, with the approval of the governor and the budget agency, those
38 sums may be augmented from the general fund and the motor vehicle highway account.

39

40 **ACCIDENT REPORTING**

41 **Accident Report Account (IC 9-29-11-1)**

42 **Total Operating Expense** 84,760 84,760

43 Augmentation allowed.

44 **DRUG INTERDICTION**

45 **Drug Interdiction Fund (IC 10-11-7)**

46 **Total Operating Expense** 273,420 273,420

47 Augmentation allowed.

48

49 **FOR THE INTEGRATED PUBLIC SAFETY COMMISSION**



1	PROJECT SAFE-T		
2	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
3	Total Operating Expense	13,205,269	13,205,269
4	Augmentation allowed.		
5			
6	FOR THE ADJUTANT GENERAL		
7	Personal Services	8,253,098	8,253,098
8	Other Operating Expense	2,868,184	2,868,184
9	DISABLED SOLDIERS' PENSION		
10	Other Operating Expense	1	1
11	Augmentation allowed.		
12	MUTC - MUSCATATUCK URBAN TRAINING CENTER		
13	Total Operating Expense	2,600,000	2,600,000
14	GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND		
15	Total Operating Expense		320,000

The above appropriations for the adjutant general governor's civil and military contingency fund are made under IC 10-16-11-1.

FOR THE CRIMINAL JUSTICE INSTITUTE

21	ADMINISTRATIVE MATCH		
22	Total Operating Expense	440,467	440,467
23	DRUG ENFORCEMENT MATCH		
24	Total Operating Expense	2,846,955	2,846,955
25	VICTIM AND WITNESS ASSISTANCE FUND		
26	Victim and Witness Assistance Fund (IC 5-2-6-14)		
27	Total Operating Expense	630,902	630,902
28	Augmentation allowed.		
29	ALCOHOL AND DRUG COUNTERMEASURES		
30	Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)		
31	Total Operating Expense	386,000	386,000
32	Augmentation allowed.		
33	STATE DRUG FREE COMMUNITIES FUND		
34	State Drug Free Communities Fund (IC 5-2-10-2)		
35	Total Operating Expense	527,477	527,477
36	Augmentation allowed.		
37	INDIANA SAFE SCHOOLS		
38	General Fund		
39	Total Operating Expense	1,660,300	1,660,300
40	Indiana Safe Schools Fund (IC 5-2-10.1-2)		
41	Total Operating Expense	400,052	400,052
42	Augmentation allowed from Indiana Safe Schools Fund.		

Of the above appropriations for the Indiana safe schools program, \$1,317,000 is appropriated annually to provide grants to school corporations for school safe haven programs, emergency preparedness programs, and school safety programs, and \$750,000 is appropriated annually for use in providing training to school safety specialists.

OFFICE OF TRAFFIC SAFETY



1 **Motor Vehicle Highway Account (IC 8-14-1)**
2 Personal Services 571,560 571,560
3 Other Operating Expense 11,069,560 11,069,560
4 Augmentation allowed.
5
6 The above appropriation for the office of traffic safety is from the motor vehicle
7 highway account and may be used to fund traffic safety projects that are included
8 in a current highway safety plan approved by the governor and the budget agency.
9 The department shall apply to the national highway traffic safety administration
10 for reimbursement of all eligible project costs. Any federal reimbursement received
11 by the department for the highway safety plan shall be deposited into the motor vehicle
12 highway account.

13
14 **PROJECT IMPACT**
15 Total Operating Expense 196,000 196,000
16 **VICTIMS OF VIOLENT CRIME ADMINISTRATION**
17 Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)
18 Personal Services 142,988 195,890
19 Other Operating Expense 2,318,098 2,331,298
20 Augmentation allowed.

21
22 **FOR THE CORONERS' TRAINING BOARD**
23 Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)
24 Personal Services 10,000 10,000
25 Other Operating Expense 390,000 390,000
26 Augmentation allowed.

27
28 **FOR THE LAW ENFORCEMENT TRAINING ACADEMY**
29 From the General Fund
30 2,190,935 2,190,935
31 From the Law Enforcement Academy Training Fund (IC 5-2-1-13(b))
32 2,220,046 2,220,046
33 Augmentation allowed from Law Enforcement Academy Training Fund.

34
35 The amounts specified from the General Fund and the Law Enforcement Training
36 Fund are for the following purposes:

37
38 Personal Services 3,547,811 3,547,811
39 Other Operating Expense 863,170 863,170
40

41 **C. REGULATORY AND LICENSING**

42
43 **FOR THE BUREAU OF MOTOR VEHICLES**
44 Motor Vehicle Highway Account (IC 8-14-1)
45 Personal Services 20,312,250 20,312,250
46 Other Operating Expense 15,357,889 15,357,889
47 Augmentation allowed.
48 **LICENSE PLATES**
49 Motor Vehicle Highway Account (IC 8-14-1)



1	Total Operating Expense	15,928,890	5,600,000
2	Augmentation allowed.		
3	DEALER INVESTIGATOR EXPENSES		
4	Motor Vehicle Odometer Fund (IC 9-29-1-5)		
5	Total Operating Expense	207,766	207,766
6	Augmentation allowed.		
7	FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION		
8	Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)		
9	Total Operating Expense	6,858,480	6,858,480
10	Augmentation allowed.		
11	ABANDONED VEHICLES		
12	Abandoned Vehicle Fund (IC 9-22-1-28)		
13	Total Operating Expense	463,207	463,207
14	Augmentation allowed.		
15	STATE MOTOR VEHICLE TECHNOLOGY		
16	State Motor Vehicle Technology Fund (IC 9-29-16-1)		
17	Total Operating Expense	5,424,425	5,424,425
18	Augmentation allowed.		
19			
20	FOR THE DEPARTMENT OF LABOR		
21	Personal Services	918,171	918,171
22	Other Operating Expense	124,192	124,192
23	INDUSTRIAL HYGIENE		
24	Personal Services	1,256,421	1,256,421
25	Other Operating Expense	152,287	152,287
26	BUREAU OF MINES AND MINE SAFETY		
27	Personal Services	184,738	184,738
28	Other Operating Expense	45,998	45,998
29	M.I.S. RESEARCH AND STATISTICS		
30	Personal Services	239,744	239,744
31	Other Operating Expense	26,014	26,014

The above funds are appropriated to occupational safety and health, industrial hygiene, and management information services research and statistics to provide the total program cost of the Indiana occupational safety and health plan as approved by the United States Department of Labor. Inasmuch as the state is eligible to receive from the federal government partial reimbursement of the state's total Indiana occupational safety and health plan program cost, it is the intention of the general assembly that the department of labor make application to the federal government for the federal share of the total program cost. Federal funds received shall be considered a reimbursement of state expenditures and as such shall be deposited into the state general fund.

The above appropriation for personal services to the Bureau of Mines and Mine Safety includes an amount for the employment of an additional mine safety inspector for the Bureau of Mines and Mine Safety at a salary of at least \$53,000 and fringe benefits of \$21,767. The above appropriation for other operating expense includes \$30,000 for the purchase of additional mine rescue equipment. The amount provided for these purposes may not be used for any other purpose.



OCCUPATIONAL SAFETY AND HEALTH

Personal Services	2,278,287	2,278,287
Other Operating Expense	326,318	326,318

EMPLOYMENT OF YOUTH

Employment of Youth Fund (IC 20-33-3-42)

Total Operating Expense	75,473	75,473
-------------------------	--------	--------

Augmentation allowed.

BUREAU OF SAFETY EDUCATION AND TRAINING

Special Fund for Safety and Health Consultation Service (IC 22-8-1.1-48)

Personal Services	856,406	856,406
-------------------	---------	---------

Other Operating Expense	227,884	227,884
-------------------------	---------	---------

Augmentation allowed.

Federal cost reimbursements for expenses attributable to the Bureau of Safety Education and Training appropriations shall be deposited into the special fund for safety and health consultation services.

FOR THE DEPARTMENT OF INSURANCE

From the General Fund

4,897,996	4,897,996
-----------	-----------

From the Department of Insurance Fund (IC 27-1-3-28)

1,916,149	1,916,149
-----------	-----------

Augmentation allowed from the Department of Insurance Fund.

The amounts specified from the General Fund and the Department of Insurance Fund are for the following purposes:

Personal Services	5,544,812	5,544,812
-------------------	-----------	-----------

Other Operating Expense	1,269,333	1,269,333
-------------------------	-----------	-----------

BAIL BOND DIVISION

Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)

Personal Services	177,215	177,215
-------------------	---------	---------

Other Operating Expense	11,280	11,280
-------------------------	--------	--------

Augmentation allowed.

PATIENTS' COMPENSATION AUTHORITY

Patient's Compensation Fund (IC 34-18-6-1)

Personal Services	722,263	722,263
-------------------	---------	---------

Other Operating Expense	1,322,435	1,322,435
-------------------------	-----------	-----------

Augmentation allowed.

POLITICAL SUBDIVISION RISK MANAGEMENT

Political Subdivision Risk Management Fund (IC 27-1-29-10)

Personal Services	109,874	109,874
-------------------	---------	---------

Other Operating Expense	802,850	802,850
-------------------------	---------	---------

Augmentation allowed.

MINE SUBSIDENCE INSURANCE

Mine Subsidence Insurance Fund (IC 27-7-9-7)

Personal Services	119,154	119,154
-------------------	---------	---------

Other Operating Expense	802,060	802,060
-------------------------	---------	---------



1 Augmentation allowed.

2
3 **FOR THE ALCOHOL AND TOBACCO COMMISSION**

4 Enforcement and Administration Fund (IC 7.1-4-10-1)

5 Personal Services	8,108,248	8,108,248
---------------------------	-----------	-----------

6 Other Operating Expense	2,424,940	2,424,940
---------------------------------	-----------	-----------

7 Augmentation allowed.

8 **ALCOHOLIC BEVERAGE ENFORCEMENT OFFICERS' TRAINING**

9 Alcoholic Beverage Commission Enforcement Officers' Training Fund (IC 5-2-8-8)

10 Total Operating Expense	3,500	3,500
---------------------------------	-------	-------

11 Augmentation allowed from the Alcoholic Beverage Enforcement Officers' Training Fund.

12

13 **FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS**

14 Financial Institutions Fund (IC 28-11-2-9)

15 Personal Services	6,787,643	6,787,643
---------------------------	-----------	-----------

16 Other Operating Expense	1,764,048	1,703,411
---------------------------------	-----------	-----------

17 Augmentation allowed.

18

19 **FOR THE PROFESSIONAL LICENSING AGENCY**

20 Personal Services	4,769,078	4,769,078
---------------------------	-----------	-----------

21 Other Operating Expense	1,130,056	1,130,056
---------------------------------	-----------	-----------

22 **PRENEED CONSUMER PROTECTION**

23 Preneed Consumer Protection Fund (IC 30-2-13-28)

24 Total Operating Expense	15,000	15,000
---------------------------------	--------	--------

25 Augmentation allowed.

26 **EMBALMERS' AND FUNERAL DIRECTORS' EDUCATION**

27 Funeral Service Education Fund (IC 25-15-9-13)

28 Total Operating Expense	5,000	5,000
---------------------------------	-------	-------

29 Augmentation allowed.

30

31 **FOR THE CIVIL RIGHTS COMMISSION**

32 Personal Services	1,969,921	1,969,921
---------------------------	-----------	-----------

33 Other Operating Expense	406,447	406,447
---------------------------------	---------	---------

34

35 It is the intention of the general assembly that the civil rights commission shall
36 apply to the federal government for funding based upon the processing of employment
37 and housing discrimination complaints by the civil rights commission. Such federal
38 funds received by the state shall be considered as a reimbursement of state expenditures
39 and shall be deposited into the state general fund.

40

41 **MARTIN LUTHER KING JR. HOLIDAY COMMISSION**

42 Total Operating Expense	20,000	20,000
---------------------------------	--------	--------

43

44 **FOR THE UTILITY CONSUMER COUNSELOR**

45 Public Utility Fund (IC 8-1-6-1)

46 Personal Services	4,524,732	4,524,732
---------------------------	-----------	-----------

47 Other Operating Expense	1,081,422	1,081,422
---------------------------------	-----------	-----------

48 Augmentation allowed.

49



1	EXPERT WITNESS FEES AND AUDIT		
2	Public Utility Fund (IC 8-1-6-1)		
3	Total Operating Expense		1,550,000
4	Augmentation allowed.		
5			
6	FOR THE UTILITY REGULATORY COMMISSION		
7	Public Utility Fund (IC 8-1-6-1)		
8	Personal Services	6,454,330	6,454,330
9	Other Operating Expense	2,192,411	2,192,411
10	Augmentation allowed.		
11			
12	FOR THE WORKERS' COMPENSATION BOARD		
13	From the General Fund		
14		2,062,635	2,062,635
15	Workers' Compensation Supplemental Administration Fund (IC 22-3-5-6)		
16		114,210	114,210
17	Augmentation allowed.		
18			
19	The amounts specified from the general fund and the workers' compensation supplemental		
20	administrative fund are for the following purposes:		
21			
22	Personal Services	1,983,762	1,983,762
23	Other Operating Expense	193,083	193,083
24			
25	FOR THE STATE BOARD OF ANIMAL HEALTH		
26	Personal Services	4,395,935	4,395,935
27	Other Operating Expense	1,023,027	925,027
28	INDEMNITY FUND		
29	Total Operating Expense		45,788
30	Augmentation allowed.		
31	MEAT & POULTRY INSPECTION		
32	Total Operating Expense	1,861,010	1,861,010
33			
34	FOR THE DEPARTMENT OF HOMELAND SECURITY		
35	From the General Fund		
36		1,646,556	1,646,556
37	From the Fire and Building Services Fund (IC 22-12-6-1)		
38		14,996,403	14,996,403
39	Augmentation allowed from the fire and building services fund.		
40			
41	The amounts specified from the general fund and the fire and building services fund are		
42	for the following purposes:		
43			
44	Personal Services	12,649,394	12,649,394
45	Other Operating Expense	3,993,565	3,993,565
46			
47	REGIONAL PUBLIC SAFETY TRAINING		
48	Total Operating Expense	1,000,000	1,000,000
49	Augmentation allowed, not to exceed revenues collected from the public safety fee		



1 imposed by IC 22-11-14-12.

2
3 Any unexpended balances in the FY 2006-2007 appropriation for regional public safety training
4 remain appropriated and are available for expenditure.

5
6 **EMERGENCY MANAGEMENT CONTINGENCY FUND**

7 **Total Operating Expense** 242,500 242,500

8
9 The above appropriations for the emergency management contingency fund are made under
10 IC 10-14-3-28. The above appropriations shall be in addition to any unexpended balances in
11 the fund as of June 30, 2007.

12
13 **DIRECTION CONTROL AND WARNING**

14 **Total Operating Expense** 30,182 30,182

15 **INDIVIDUAL AND FAMILY ASSISTANCE**

16 **Total Operating Expense** 1 1

17 Augmentation allowed.

18 **PUBLIC ASSISTANCE**

19 **Total Operating Expense** 1 1

20 Augmentation allowed.

21 **INDIANA HOMELAND SECURITY FUND**

22 **From the Indiana Homeland Security Fund (IC 10-15-3-1)**

23 **Total Operating Expense** 520,000 520,000

24 Augmentation allowed.

25 **INDIANA EMERGENCY RESPONSE COMMISSION**

26 **From the Emergency Planning and Right to Know Fund (IC 6-6-10-5 & 7)**

27 **Total Operating Expense** 45,408 45,408

28 Augmentation allowed.

29 **STATE DISASTER RELIEF FUND**

30 **From the State Disaster Relief Fund (IC 10-14-4-5)**

31 **Total Operating Expense** 1,000,000 1,000,000

32 Augmentation allowed, not to exceed revenues collected from the public safety fee
33 imposed by IC 22-11-14-12.

34 **INDIANA INTELLIGENCE FUSION CENTER**

35 **From the Fire and Building Services Fund (IC 22-12-6-1)**

36 **Total Operating Expense** 399,585 2,110,730

37 Augmentation allowed.

38
39 **SECTION 5. [EFFECTIVE JULY 1, 2007]**

40
41 **CONSERVATION AND ENVIRONMENT**

42
43 **A. NATURAL RESOURCES**

44
45 **FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION**

46 **Personal Services** 7,778,972 7,778,972

47 **Other Operating Expense** 1,185,019 1,185,019

48 **ENTOMOLOGY AND PLANT PATHOLOGY DIVISION**

49 **Personal Services** 653,552 653,552



1	Other Operating Expense	161,137	161,137	
2	ENTOMOLOGY AND PLANT PATHOLOGY FUND (IC 14-24-10-3)			
3	Total Operating Expense			693,756
4	Augmentation allowed.			
5	ENGINEERING DIVISION			
6	Personal Services	1,644,141	1,644,141	
7	Other Operating Expense	123,151	123,151	
8	STATE MUSEUM			
9	Personal Services	5,593,509	5,593,509	
10	Other Operating Expense	1,931,841	1,931,841	
11	HISTORIC PRESERVATION DIVISION			
12	Personal Services	879,579	879,579	
13	Other Operating Expense	72,484	72,484	
14	HISTORIC PRESERVATION - FEDERAL			
15	Total Operating Expense	70,000	70,000	
16	STATE HISTORIC SITES			
17	Personal Services	2,483,942	2,483,942	
18	Other Operating Expense	627,287	627,287	
19				
20	From the above appropriations, \$75,000 in each state fiscal year shall be used for			
21	the Grissom Museum.			
22				
23	WABASH RIVER HERITAGE CORRIDOR			
24	Total Operating Expense	91,000	91,000	
25	OUTDOOR RECREATION DIVISION			
26	Personal Services	625,218	625,218	
27	Other Operating Expense	42,800	42,800	
28	NATURE PRESERVES DIVISION			
29	Personal Services	906,847	906,847	
30	Other Operating Expense	76,303	76,303	
31	WATER DIVISION			
32	Personal Services	4,369,300	4,369,300	
33	Other Operating Expense	479,605	479,605	
34				
35	All revenues accruing from state and local units of government and from private utilities			
36	and industrial concerns as a result of water resources study projects, and as a result			
37	of topographic and other mapping projects, shall be deposited into the state general			
38	fund, and such receipts are hereby appropriated, in addition to the foregoing amounts,			
39	for water resources studies.			
40				
41	GREAT LAKES COMMISSION			
42	Other Operating Expense	61,000	61,000	
43	DEER RESEARCH AND MANAGEMENT			
44	Deer Research and Management Fund (IC 14-22-5-2)			
45	Total Operating Expense	268,788	268,788	
46	Augmentation allowed.			
47	OIL AND GAS DIVISION			
48	From the General Fund			
49		876,949	876,949	



1 **From the Oil and Gas Fund (IC 6-8-1-27)**
2 **528,269 528,269**
3 **Augmentation allowed from Oil and Gas Fund.**

4
5 **The amounts specified from the General Fund and the Oil and Gas Fund are for the**
6 **following purposes:**

7			
8	Personal Services	1,145,545	1,145,545
9	Other Operating Expense	259,673	259,673

10
11 **STATE PARKS AND RESERVOIRS**

12 **From the General Fund**
13 **12,463,162 12,463,162**
14 **From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)**
15 **20,340,440 20,340,440**
16 **Augmentation allowed from State Parks and Reservoirs Special Revenue Fund.**

17
18 **The amounts specified from the General Fund and the State Parks and Reservoirs**
19 **Special Revenue Fund are for the following purposes:**

20			
21	Personal Services	24,161,700	24,161,700
22	Other Operating Expense	8,641,902	8,641,902

23
24 **OFF-ROAD VEHICLE AND SNOWMOBILE FUND**

25 **Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)**
26 **Total Operating Expense 300,000 300,000**
27 **Augmentation allowed.**

28 **LAW ENFORCEMENT DIVISION**

29 **From the General Fund**
30 **9,802,550 9,802,550**
31 **From the Fish and Wildlife Fund (IC 14-22-3-2)**
32 **11,757,240 11,757,240**
33 **Augmentation allowed from the Fish and Wildlife Fund.**

34
35 **The amounts specified from the General Fund and the Fish and Wildlife Fund are for**
36 **the following purposes:**

37			
38	Personal Services	17,737,843	17,737,843
39	Other Operating Expense	3,821,947	3,821,947

40
41 **FISH AND WILDLIFE DIVISION**

42 **Fish and Wildlife Fund (IC 14-22-3-2)**
43 **Personal Services 12,516,802 12,516,802**
44 **Other Operating Expense 5,306,937 5,306,937**
45 **Augmentation allowed.**

46 **FORESTRY DIVISION**

47 **From the General Fund**
48 **1,087,227 1,087,227**
49 **From the State Forestry Fund (IC 14-23-3-2)**



1 11,327,465 11,327,465
2 **Augmentation allowed from the State Forestry Fund.**

3
4 **The amounts specified from the General Fund and the State Forestry Fund are**
5 **for the following purposes:**

6			
7	Personal Services	7,912,404	7,912,404
8	Other Operating Expense	4,502,288	4,502,288
9			

10 **All money expended by the division of forestry of the department of natural resources**
11 **for the detention and suppression of forest, grassland, and wasteland fires shall**
12 **be through the enforcement division of the department, and the employment with such**
13 **money of all personnel, with the exception of emergency labor, shall be in accordance**
14 **with IC 14-9-8.**

15
16 **RECLAMATION DIVISION**

17 **From the General Fund**

18		1,478	1,478
----	--	-------	-------

19 **From the Natural Resources Reclamation Division Fund (IC 14-34-14-2)**

20		4,931,999	4,931,999
----	--	-----------	-----------

21 **Augmentation allowed from the Natural Resources Reclamation Division Fund.**

22
23 **The amounts specified from the General Fund and the Natural Resources Reclamation**
24 **Division Fund are for the following purposes:**

25			
26	Personal Services	4,253,559	4,253,559
27	Other Operating Expense	679,918	679,918
28			

29 **In addition to any of the foregoing appropriations for the department of natural**
30 **resources, any federal funds received by the state of Indiana for support of approved**
31 **outdoor recreation projects for planning, acquisition, and development under the**
32 **provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated**
33 **for the uses and purposes for which the funds were paid to the state, and shall be**
34 **distributed by the department of natural resources to state agencies and other governmental**
35 **units in accordance with the provisions under which the funds were received.**

36
37 **LAKE MICHIGAN COASTAL PROGRAM**

38 **Cigarette Tax Fund (IC 6-7-1-29.1)**

39	Total Operating Expense	134,547	134,547
----	-------------------------	---------	---------

40 **Augmentation allowed.**

41 **LAKE AND RIVER ENHANCEMENT**

42 **Lake and River Enhancement Fund (IC 6-6-11-12.5)**

43	Total Operating Expense		4,685,856
----	-------------------------	--	-----------

44 **Augmentation allowed.**

45 **CONSERVATION OFFICERS' MARINE ENFORCEMENT FUND**

46 **Lake and River Enhancement Fund (IC 6-6-11-12.5)**

47	Total Operating Expense	820,000	820,000
----	-------------------------	---------	---------

48 **Augmentation allowed.**

49



B. OTHER NATURAL RESOURCES

FOR THE WORLD WAR MEMORIAL COMMISSION

Personal Services	1,001,309	1,001,309
Other Operating Expense	534,125	534,125

All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

FOR THE WHITE RIVER PARK COMMISSION

Total Operating Expense	1,218,267	1,218,267
--------------------------------	------------------	------------------

FOR THE MAUMEE RIVER BASIN COMMISSION

Total Operating Expense	75,000	75,000
--------------------------------	---------------	---------------

FOR THE ST. JOSEPH RIVER BASIN COMMISSION

Total Operating Expense	65,127	65,127
--------------------------------	---------------	---------------

C. ENVIRONMENTAL MANAGEMENT

**FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
ADMINISTRATION**

From the General Fund

4,320,865	4,320,865
------------------	------------------

From the State Solid Waste Management Fund (IC 13-20-22-2)

111,482	122,493
----------------	----------------

From the Waste Tire Management Fund (IC 13-20-13-8)

44,784	46,088
---------------	---------------

From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

720,075	615,736
----------------	----------------

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

812,454	825,445
----------------	----------------

From the Environmental Management Special Fund (IC 13-14-12-1)

83,604	93,766
---------------	---------------

From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

199,570	206,379
----------------	----------------

From the Asbestos Trust Fund (IC 13-17-6-3)

28,829	32,854
---------------	---------------

From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

36,678	37,746
---------------	---------------

From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)

1,949,685	2,006,468
------------------	------------------

From the Lead Trust Fund (IC 13-17-14-6)

1,330	1,516
--------------	--------------

Augmentation allowed from the State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental



1 Management Permit Operation Fund, Environmental Management Special Fund,
 2 Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground
 3 Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess
 4 Liability Trust Fund, and Lead Trust Fund.

5
 6 The amounts specified from the General Fund, State Solid Waste Management Fund, Waste
 7 Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental
 8 Management Permit Operation Fund, Environmental Management Special Fund, Hazardous
 9 Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage
 10 Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,
 11 and Lead Trust Fund are for the following purposes:

12			
13	Personal Services	5,829,424	5,829,424
14	Other Operating Expense	2,479,932	2,479,932

15
 16 **LABORATORY CONTRACTS**
 17 General Fund

18		244,886	113,746
19	Environmental Management Special Fund (IC 13-14-12-1)		
20		671,809	802,949
21	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
22		1,565,126	1,565,126
23	Augmentation allowed from the Environmental Management Special Fund and the		
24	Hazardous Substances Response Trust Fund.		

25
 26 The amounts specified from the General Fund, Environmental Management Special Fund,
 27 and the Hazardous Substance Response Trust Fund are for the following purpose:

28	Total Operating Expense	2,481,821	2,481,821
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29
 30 **NORTHWEST REGIONAL OFFICE**

31	From the General Fund		
32		589,301	589,601
33	From the State Solid Waste Management Fund (IC 13-20-22-2)		
34		34,569	40,242
35	From the Waste Tire Management Fund (IC 13-20-13-8)		
36		18,810	20,232
37	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
38		434,188	393,452
39	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
40		280,387	297,510
41	From the Environmental Management Special Fund (IC 13-14-12-1)		
42		29,198	34,682
43	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
44		81,723	88,280
45	From the Asbestos Trust Fund (IC 13-17-6-3)		
46		17,383	20,993
47	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
48		15,405	16,570
49	From the Lead Trust Fund (IC 13-17-14-6)		



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1	Personal Services	1,082,790	1,082,790
2	Other Operating Expense	184,367	274,127
3			
4	SOUTHWEST REGIONAL OFFICE		
5	From the General Fund		
6		424,876	424,876
7	From the State Solid Waste Management Fund (IC 13-20-22-2)		
8		121,800	126,933
9	From the Waste Tire Management Fund (IC 13-20-13-8)		
10		16,630	17,443
11	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
12		191,931	169,603
13	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
14		190,303	196,487
15	From the Environmental Management Special Fund (IC 13-14-12-1)		
16		40,662	44,735
17	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
18		87,872	91,902
19	From the Asbestos Trust Fund (IC 13-17-6-3)		
20		7,684	9,050
21	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
22		13,620	14,286
23	From the Lead Trust Fund (IC 13-17-14-6)		
24		355	418
25	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire		
26	Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
27	Management Permit Operation Fund, Environmental Management Special Fund,		
28	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground		
29	Petroleum Storage Tank Trust Fund, and Lead Trust Fund.		

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund are for the following purposes:

37	Personal Services	911,741	911,741
38	Other Operating Expense	183,992	183,992

LEGAL AFFAIRS

42	From the General Fund		
43		532,441	532,441
44	From the State Solid Waste Management Fund (IC 13-20-22-2)		
45		27,157	31,023
46	From the Waste Tire Management Fund (IC 13-20-13-8)		
47		8,708	9,158
48	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
49		111,467	99,121



1	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
2		167,294	174,261
3	From the Environmental Management Special Fund (IC 13-14-12-1)		
4		17,879	20,559
5	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
6		39,744	42,151
7	From the Asbestos Trust Fund (IC 13-17-6-3)		
8		4,463	5,289
9	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
10		7,132	7,500
11	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
12		379,114	398,678
13	From the Lead Trust Fund (IC 13-17-14-6)		
14		206	244
15	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire		
16	Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
17	Management Permit Operation Fund, Environmental Management Special Fund,		
18	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground		
19	Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess		
20	Liability Trust Fund, and Lead Trust Fund.		

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund, and Lead Trust Fund are for the following purposes:

29	Personal Services	806,542	806,542
30	Other Operating Expense	489,063	513,883

ENFORCEMENT

33	From the General Fund		
34		1,093,915	1,093,915
35	From the State Solid Waste Management Fund (IC 13-20-22-2)		
36		3,592	4,118
37	From the Waste Tire Management Fund (IC 13-20-13-8)		
38		77,266	80,138
39	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
40		308,247	275,056
41	From the Environmental Management Special Fund (IC 13-14-12-1)		
42		78,809	92,721
43	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
44		312,003	323,089
45	From the Asbestos Trust Fund (IC 13-17-6-3)		
46		12,341	14,676
47	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
48		63,281	65,633
49	From the Lead Trust Fund (IC 13-17-14-6)		



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1	Other Operating Expense	94,459	94,459
2			
3	MEDIA AND COMMUNICATIONS		
4	From the General Fund		
5	446,898	446,898	
6	From the State Solid Waste Management Fund (IC 13-20-22-2)		
7	10,068	10,137	
8	From the Waste Tire Management Fund (IC 13-20-13-8)		
9	5,710	5,941	
10	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
11	63,743	49,770	
12	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
13	78,335	79,708	
14	From the Environmental Management Special Fund (IC 13-14-12-1)		
15	8,391	9,403	
16	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
17	24,734	25,637	
18	From the Asbestos Trust Fund (IC 13-17-6-3)		
19	2,552	2,656	
20	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
21	4,676	4,866	
22	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
23	248,571	258,657	
24	From the Lead Trust Fund (IC 13-17-14-6)		
25	118	123	
26	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire		
27	Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
28	Management Permit Operation Fund, Environmental Management Special Fund,		
29	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground		
30	Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess		
31	Liability Trust Fund, and Lead Trust Fund.		
32			
33	The amounts specified from the General Fund, State Solid Waste Management Fund, Waste		
34	Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
35	Management Permit Operation Fund, Environmental Management Special Fund, Hazardous		
36	Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage		
37	Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,		
38	and Lead Trust Fund are for the following purposes:		
39			
40	Personal Services	833,910	833,910
41	Other Operating Expense	59,886	59,886
42			
43	COMMUNITY RELATIONS		
44	From the General Fund		
45	462,989	462,989	
46	From the State Solid Waste Management Fund (IC 13-20-22-2)		
47	15,009	15,112	
48	From the Waste Tire Management Fund (IC 13-20-13-8)		
49	8,512	8,858	



1	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
2		95,031	74,199
3	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
4		116,785	118,832
5	From the Environmental Management Special Fund (IC 13-14-12-1)		
6		12,509	14,018
7	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
8		36,875	38,220
9	From the Asbestos Trust Fund (IC 13-17-6-3)		
10		3,805	3,959
11	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
12		6,972	7,254
13	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
14		370,579	385,618
15	From the Lead Trust Fund (IC 13-17-14-6)		
16		176	183
17	Augmentation allowed from the State Solid Waste Management Fund,		
18	Waste Tire Management Fund, Title V Operating Permit Program Trust Fund,		
19	Environmental Management Permit Operation Fund, Environmental Management		
20	Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund,		
21	Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage		
22	Tank Excess Liability Trust Fund, and Lead Trust Fund.		
23			
24	The amounts specified from the General Fund, State Solid Waste Management Fund, Waste		
25	Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
26	Management Permit Operation Fund, Environmental Management Special Fund, Hazardous		
27	Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage		
28	Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,		
29	and Lead Trust Fund are for the following purposes:		
30			
31	Personal Services	1,020,294	1,020,294
32	Other Operating Expense	108,948	108,948
33			
34	OHIO RIVER VALLEY WATER SANITATION COMMISSION		
35	Environmental Management Special Fund (IC 13-14-12-1)		
36	Total Operating Expense	252,500	252,500
37	Augmentation allowed.		
38	OFFICE OF ENVIRONMENTAL RESPONSE		
39	Personal Services	2,177,219	2,177,219
40	Other Operating Expense	321,248	353,248
41	POLLUTION PREVENTION AND TECHNICAL ASSISTANCE		
42	Personal Services	1,300,207	1,300,207
43	Other Operating Expense	808,621	808,621
44	PCB INSPECTIONS		
45	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
46	Total Operating Expense	30,561	30,561
47	Augmentation allowed.		
48	U.S. GEOLOGICAL SURVEY CONTRACTS		
49	Environmental Management Special Fund (IC 13-14-12-1)		



1	Total Operating Expense	62,890	62,890
2	Augmentation allowed.		
3	STATE SOLID WASTE GRANTS MANAGEMENT		
4	State Solid Waste Management Fund (IC 13-20-22-2)		
5	Personal Services	385,092	385,092
6	Other Operating Expense	1,378,808	1,378,808
7	Augmentation allowed.		
8	RECYCLING OPERATING		
9	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
10	Personal Services	259,711	259,711
11	Other Operating Expense	90,292	90,292
12	Augmentation allowed.		
13	VOLUNTARY CLEAN-UP PROGRAM		
14	Voluntary Remediation Fund (IC 13-25-5-21)		
15	Personal Services	665,627	665,627
16	Other Operating Expense	229,900	229,900
17	Augmentation allowed.		
18	TITLE V AIR PERMIT PROGRAM		
19	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
20	Personal Services	7,265,027	7,265,027
21	Other Operating Expense	4,501,920	1,564,171
22	Augmentation allowed.		
23	WATER MANAGEMENT PERMITTING		
24	From the General Fund		
25	2,548,364 2,527,288		
26	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
27	5,593,375 5,547,117		
28	Augmentation allowed from the Environmental Management Permit Operation Fund.		
29			
30	The amounts specified from the General Fund and the Environmental Management Permit		
31	Operation Fund are for the following purposes:		
32			
33	Personal Services	6,882,416	6,882,416
34	Other Operating Expense	1,259,323	1,191,989
35			
36	SOLID WASTE MANAGEMENT PERMITTING		
37	From the General Fund		
38	2,337,961 2,311,961		
39	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
40	3,656,812 3,163,482		
41	Augmentation allowed from the Environmental Management Permit Operation Fund.		
42			
43	The amounts specified from the General Fund and the Environmental Management Permit		
44	Operation Fund are for the following purposes:		
45			
46	Personal Services	4,723,666	4,723,666
47	Other Operating Expense	1,271,107	751,777
48			
49	HAZARDOUS WASTE MANAGEMENT PERMITTING		



1 From the General Fund
2 2,380,469 2,370,335
3 From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
4 2,899,411 2,487,311
5 Augmentation allowed from the Environmental Management Permit Operation Fund.

6
7 The amounts specified from the General Fund and the Environmental Management Permit
8 Operation Fund are for the following purposes:
9

10 Personal Services	4,245,060	4,245,060
11 Other Operating Expense	1,034,820	612,586

12
13 **SAFE DRINKING WATER PROGRAM**

14 From the General Fund
15 438,561 415,228
16 From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
17 2,280,509 2,159,176
18 Augmentation allowed from the Environmental Management Permit Operation Fund.

19
20 The amounts specified from the General Fund and the Environmental Management Permit
21 Operation Fund are for the following purposes:
22

23 Personal Services	1,955,356	1,955,356
24 Other Operating Expense	763,714	619,048

25
26 **CLEAN VESSEL PUMPOUT**

27 Environmental Management Special Fund (IC 13-14-12-1)
28 Total Operating Expense 129,618 47,122
29 Augmentation allowed.

30 **GROUNDWATER PROGRAM**

31 Environmental Management Special Fund (IC 13-14-12-1)
32 Total Operating Expense 128,839 128,839
33 Augmentation allowed.

34 **UNDERGROUND STORAGE TANK PROGRAM**

35 Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
36 Total Operating Expense 135,959 135,959
37 Augmentation allowed.

38 **AIR MANAGEMENT OPERATING**

39 Personal Services 466,703 468,372
40 Other Operating Expense 354,057 324,817

41 **WATER MANAGEMENT NONPERMITTING**

42 Personal Services 2,528,259 2,528,259
43 Other Operating Expense 708,888 708,888

44 **GREAT LAKES INITIATIVE**

45 Environmental Management Special Fund (IC 13-14-12-1)
46 Total Operating Expense 57,207 57,207
47 Augmentation allowed.

48 **OUTREACH OPERATOR TRAINING**

49 General Fund



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	3,059	3,059	
2	Environmental Management Special Fund (IC 13-14-12-1)			
3	Total Operating Expense	6,116	6,116	
4	Augmentation allowed.			
5	LEAKING UNDERGROUND STORAGE TANKS			
6	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)			
7	Personal Services	145,472	145,472	
8	Other Operating Expense	18,201	18,201	
9	Augmentation allowed.			
10	CORE SUPERFUND			
11	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
12	Total Operating Expense	28,337	20,737	
13	Augmentation allowed.			
14	AUTO EMISSIONS TESTING PROGRAM			
15	Personal Services	111,387	111,387	
16	Other Operating Expense	5,628,528	5,826,564	
17				
18	The above appropriations for auto emissions testing are the maximum amounts available			
19	for this purpose. If it becomes necessary to conduct additional tests in other locations, the			
20	above appropriations shall be prorated among all locations.			
21				
22	HAZARDOUS WASTE SITE - STATE CLEAN-UP			
23	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
24	Personal Services	1,407,860	1,407,860	
25	Other Operating Expense	594,171	594,171	
26	Augmentation allowed.			
27	HAZARDOUS WASTE SITES - NATURAL RESOURCE DAMAGES			
28	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
29	Personal Services	181,465	181,465	
30	Other Operating Expense	320,752	320,752	
31	Augmentation allowed.			
32	SUPERFUND MATCH			
33	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
34	Total Operating Expense	150,000	150,000	
35	Augmentation allowed.			
36	HOUSEHOLD HAZARDOUS WASTE			
37	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
38	Other Operating Expense	302,000	302,000	
39	Augmentation allowed.			
40	ASBESTOS TRUST - OPERATING			
41	Asbestos Trust Fund (IC 13-17-6-3)			
42	Personal Services	314,003	314,003	
43	Other Operating Expense	157,097	157,097	
44	Augmentation allowed.			
45	UNDERGROUND PETROLEUM STORAGE TANK - OPERATING			
46	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
47	Personal Services	1,009,924	1,009,924	
48	Other Operating Expense	44,876,323	44,876,323	
49	Augmentation allowed.			



1	WASTE TIRE MANAGEMENT		
2	Waste Tire Management Fund (IC 13-20-13-8)		
3	Total Operating Expense	1,054,000	1,054,000
4	Augmentation allowed.		
5	VOLUNTARY COMPLIANCE		
6	Environmental Management Special Fund (IC 13-14-12-1)		
7	Personal Services	166,994	166,994
8	Other Operating Expense	183,752	183,752
9	Augmentation allowed.		
10	ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING		
11	Environmental Management Special Fund (IC 13-14-12-1)		
12	Total Operating Expense	400,000	400,000
13	Augmentation allowed.		
14	SMALL TOWN COMPLIANCE		
15	Environmental Management Special Fund (IC 13-14-12-1)		
16	Total Operating Expense	60,000	60,000
17	Augmentation allowed.		
18	STATE INNOVATION - CLEAN COMMUNITIES CHALLENGE		
19	Total Operating Expense	21,682	0
20	PETROLEUM TRUST - OPERATING		
21	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
22	Personal Services	185,637	185,637
23	Other Operating Expense	377,962	377,962
24	Augmentation allowed.		
25	LEAD BASED PAINT ACTIVITIES PROGRAM		
26	Lead Trust Fund (IC 13-17-14-6)		
27	Total Operating Expense	21,736	21,736
28	Augmentation allowed.		

Notwithstanding any other law, with the approval of the Governor and the budget agency, the above appropriations for hazardous waste management - permitting, wetlands protection, watershed management, groundwater program, underground storage tanks, air management operating, asbestos trust operating, lead based paint activities program, water management nonpermitting, pollution prevention incentives for states, safe drinking water program, and any other appropriation eligible to be included in a performance partnership grant may be used to fund activities incorporated into a performance partnership grant between the United States Environmental Protection Agency and the department of environmental management.

FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION

Personal Services	361,013	361,013
Other Operating Expense	108,158	90,282

SECTION 6. [EFFECTIVE JULY 1, 2007]

ECONOMIC DEVELOPMENT

A. AGRICULTURE



FOR THE DEPARTMENT OF AGRICULTURE

Personal Services	1,880,083	1,880,083
Other Operating Expense	605,366	605,366

CLEAN WATER INDIANA

General Fund		
Total Operating Expense	2,500,000	2,500,000
Cigarette Tax Fund (IC 6-7-1-29.1)		
Total Operating Expense	3,750,000	3,750,000
Augmentation allowed.		

SOIL CONSERVATION DIVISION

Cigarette Tax Fund (IC 6-7-1-29.1)		
Total Operating Expense	1,937,652	1,937,652
Augmentation allowed.		

B. COMMERCE

FOR THE LIEUTENANT GOVERNOR

OFFICE OF RURAL AFFAIRS

Personal Services	1,514,377	1,514,377
Other Operating Expense	410,322	410,322

RURAL ECONOMIC DEVELOPMENT FUND

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	3,603,480	3,603,480

OFFICE OF TOURISM

Total Operating Expense	4,813,369	4,813,369
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RECYCLING PROMOTION AND ASSISTANCE PROGRAM

Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
Total Operating Expense	1,395,000	1,395,000
Augmentation allowed.		

STATE ENERGY PROGRAM

Total Operating Expense	263,788	263,788
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FOOD ASSISTANCE PROGRAM

Total Operating Expense	145,506	145,506
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FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION

ADMINISTRATIVE AND FINANCIAL SERVICES

From the General Fund

6,611,741	6,611,741
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From the Training 2000 Fund (IC 5-28-7-5)

185,630	185,630
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From the Industrial Development Grant Fund (IC 5-28-25-4)

52,139	52,139
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The amounts specified from the General Fund, Training 2000 Fund, and Industrial Development Grant Fund are for the following purposes:

Total Operating Expense	6,849,510	6,849,510
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1			
2	INTERNATIONAL TRADE		
3	Total Operating Expense	1,297,049	1,297,049
4	ENTERPRISE ZONE PROGRAM		
5	Indiana Enterprise Zone Fund (IC 5-28-15-6)		
6	Total Operating Expense	241,860	241,860
7	Augmentation allowed.		
8	LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/		
9	REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION		
10	(LEDO/REDO) MATCHING GRANT PROGRAM		
11	Total Operating Expense		1,767,000
12	TRAINING 2000		
13	General Fund		
14	Total Operating Expense		21,529,536
15	Training 2000 Fund (IC 5-28-7-5)		
16	Total Operating Expense		4,470,464
17	Augmentation allowed.		
18	BUSINESS PROMOTION PROGRAM		
19	Total Operating Expense		2,112,502
20	TRADE PROMOTION PROGRAM		
21	Total Operating Expense	186,000	186,000
22	ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM		
23	General Fund		
24	Total Operating Expense		1,116,000
25	Economic Development Fund (IC 5-28-8-5)		
26	Total Operating Expense		384,000
27	Augmentation allowed.		
28	INDUSTRIAL DEVELOPMENT GRANT PROGRAM		
29	General Fund		
30	Total Operating Expense		11,045,000
31	Industrial Development Grant Fund (IC 5-28-25-4)		
32	Total Operating Expense		1,555,000
33	Augmentation allowed.		
34	STRATEGIC DEVELOPMENT FUND		
35	Strategic Development Fund		
36	Total Operating Expense		30,000
37			
38	FOR THE INDIANA FINANCE AUTHORITY (IFA)		
39	CAPITAL ACCESS PROGRAM		
40	Total Operating Expense		1,155,524
41	ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM		
42	Total Operating Expense		2,325,000
43	PROJECT GUARANTY PROGRAM		
44	Total Operating Expense		1,674,000
45	BUSINESS DEVELOPMENT LOAN PROGRAM		
46	Total Operating Expense		1,860,000
47			
48	FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY		
49	INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS		



1	Total Operating Expense	1,600,000	1,800,000
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3 **The housing and community development authority shall collect and report to the family**
4 **and social services administration (FSSA) all data required for FSSA to meet the**
5 **data collection and reporting requirements in 45 CFR Part 265.**

6

7 **Family and social services administration, division of family resources shall apply**
8 **all qualifying expenditures for individual development accounts deposits toward Indiana's**
9 **maintenance of effort under the federal Temporary Assistance to Needy Families**
10 **(TANF) program (45 CFR 260 et seq.).**

11

12 **C. EMPLOYMENT SERVICES**

13

14 **FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT**

15 **ADMINISTRATION**

16	Total Operating Expense	1,681,603	1,681,603
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17 **SEXUAL ASSAULT VICTIMS ASSISTANCE**

18 **Sexual Assault Victims Assistance Account (IC 4-23-25-11(i))**

19	Total Operating Expense	49,000	49,000
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20 **WOMEN'S COMMISSION**

21	Personal Services	91,480	91,480
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22	Other Operating Expense	23,300	23,300
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23 **NATIVE AMERICAN INDIAN AFFAIRS COMMISSION**

24	Total Operating Expense	100,000	100,000
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25 **COMMISSION ON HISPANIC/LATINO AFFAIRS**

26 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

27	Total Operating Expense	115,599	115,599
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28

29 **The above appropriations are in addition to any funding for the commission derived**
30 **from funds appropriated to the department of workforce development.**

31

32 **D. OTHER ECONOMIC DEVELOPMENT**

33

34 **FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM**

35 **I-LIGHT 2 - BLACK FIBER**

36	Total Operating Expense		9,000,000
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37

38 **The Indiana higher education telecommunications system shall administer the I-Light**
39 **2-Black Fiber project.**

40

41 **SECTION 7. [EFFECTIVE JULY 1, 2007]**

42

43 **A. TRANSPORTATION**

44

45 **FOR THE DEPARTMENT OF TRANSPORTATION**

46

47 **For the conduct and operation of the department of transportation, the following**
48 **sums are appropriated for the periods designated, from the state general fund, the**
49 **public mass transportation fund, the industrial rail service fund, the state highway**



fund, the motor vehicle highway account, the distressed road fund, the state highway road construction and improvement fund, the motor carrier regulation fund, and the crossroads 2000 fund.

INTERMODAL OPERATING

From the State Highway Fund (IC 8-23-9-54)

491,232	491,232
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From the Department of Transportation Administration Fund

13,680	13,680
--------	--------

From the Public Mass Transportation Fund (IC 8-23-3-8)

336,609	336,609
---------	---------

From the Industrial Rail Service Fund (IC 8-3-1.7-2)

336,609	336,609
---------	---------

Augmentation allowed from the State Highway Fund, Public Mass Transportation Fund and Industrial Rail Service Fund.

The amounts specified from the State Highway Fund, the Public Mass Transportation Fund, and the Industrial Rail Service Fund are for the following purposes:

Personal Services	1,096,965	1,096,965
Other Operating Expense	81,165	81,165

INTERMODAL GRANT PROGRAM

Department of Transportation Administration Fund

Total Operating Expense	42,000	42,000
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Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	37,500	37,500
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Augmentation allowed from Public Mass Transportation Fund.

RAILROAD GRADE CROSSING IMPROVEMENT

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	500,000	500,000
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HIGH SPEED RAIL

Industrial Rail Service Fund

Matching Funds		40,000
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Augmentation allowed.

PUBLIC MASS TRANSPORTATION

Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	34,874,267	35,583,434
-------------------------	------------	------------

Augmentation allowed.

In addition to the above appropriation from the public mass transportation fund, the increase in the deposits to the public transportation fund resulting from the amendment of IC 6-2.5-10-1 by this act are appropriated for public mass transportation, total operating expenses in the year the additional amount is deposited. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated.

The appropriations are to be used solely for the promotion and development of public transportation. The department of transportation shall allocate funds based on a



formula approved by the commissioner of the department of transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601 et seq.), or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

HIGHWAY OPERATING

State Highway Fund (IC 8-23-9-54)

Personal Services	256,004,351	268,000,991
Other Operating Expense	54,953,221	56,348,993

The above appropriations for personal services and other operating expense include an increase of \$4,325,383 each year to add additional professional staff and equipment to increase the department's plan design and right-of-way capability.

HIGHWAY BUILDINGS AND GROUNDS

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	35,700,000
-------------------------	------------

The above appropriations for highway buildings and grounds may be used for land acquisition, site development, construction and equipping of new highway facilities and for maintenance, repair, and rehabilitation of existing state highway facilities after review by the budget committee.

HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	20,420,600	20,420,600
-------------------------	------------	------------

The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of transportation for the governor.

HIGHWAY MAINTENANCE WORK PROGRAM

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	75,480,000	76,989,600
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The above appropriations for the highway maintenance work program may be used for:

- (1) materials for patching roadways and shoulders;
- (2) repairing and painting bridges;
- (3) installing signs and signals and painting roadways for traffic control;



(4) mowing, herbicide application, and brush control;
 (5) drainage control;
 (6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;
 (7) materials for snow and ice removal;
 (8) utility costs for roadway lighting; and
 (9) other special maintenance and support activities consistent with the highway maintenance work program.

HIGHWAY CAPITAL IMPROVEMENTS

State Highway Fund (IC 8-23-9-54)

Right-of-Way Expense	30,000,000	43,200,000
Formal Contracts Expense	64,897,733	46,652,354
Consulting Services Expense	48,000,000	47,200,000
Institutional Road Construction	5,000,000	5,000,000

The above appropriations for the capital improvements program may be used for:

(1) bridge rehabilitation and replacement;
 (2) road construction, reconstruction, or replacement;
 (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;
 (4) relocation and modernization of existing roads;
 (5) resurfacing;
 (6) erosion and slide control;
 (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;
 (8) small structure replacements;
 (9) safety and spot improvements; and
 (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

The appropriations for highway operating, highway vehicles and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:

(1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).
 (2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.
 (3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.
 (4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.
 (5) All other funds appropriated or made available to the department of transportation by the general assembly.

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.



If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

HIGHWAY PLANNING AND RESEARCH PROGRAM

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	3,605,000	3,713,150
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STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM

State Highway Road Construction Improvement Fund (IC 8-14-10-5)

Lease Rental Payments Expense	63,487,461	64,806,454
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Augmentation allowed.

The above appropriations for the state highway road construction and improvement program are appropriated from the state highway road construction and improvement fund provided in IC 8-14-10-5 and may include any unencumbered funds carried forward from any previous fiscal year. The funds may be used for:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, grade separations;
- (3) relocation and modernization of existing roads;
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects; and
- (5) payment of rentals and leases relating to projects under IC 8-14.5.

CROSSROADS 2000 PROGRAM

Crossroads 2000 Fund (IC 8-14-10-9)

Lease Rental Payment Expense	35,928,754	36,288,042
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Augmentation allowed.

The above appropriations for the crossroads 2000 program are appropriated from the crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered funds carried forward from any previous fiscal year. The funds may be used for:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, grade separations;
- (3) relocation and modernization of existing roads;
- (4) right-of-way, relocation, and engineering and consulting expenses associated



with any of the above types of projects; and
(5) payment of rentals and leases relating to projects under IC 8-14.5.

FEDERAL APPORTIONMENT

Right-of-Way Expense	64,000,000	74,700,000
Formal Contracts Expense	425,788,221	492,103,311
Consulting Engineers Expense	149,121,779	108,804,989
Highway Planning and Research	13,390,000	13,791,700
Local Government Revolving Acct.	180,000,000	180,000,000

The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2007-2009 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.

LOCAL TECHNICAL ASSISTANCE AND RESEARCH

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:

- (1) the program of technical assistance under IC 8-23-2-5(6); and
- (2) the research and highway extension program conducted for local government under IC 8-17-7-4.

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct



the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:

- (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
- (2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

SECTION 8. [EFFECTIVE JULY 1, 2007]

FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

A. FAMILY AND SOCIAL SERVICES

FOR THE BUDGET AGENCY

FSSA/DEPARTMENT OF HEALTH INSTITUTIONAL CONTINGENCY FUND

Total Operating Expense	2,000,000
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The above institutional contingency fund shall be allotted upon the recommendation of the budget agency with approval of the governor. This appropriation may be used to supplement individual hospital, state developmental center, and special institutions budgets.

INDIANA PRESCRIPTION DRUG PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	7,900,000	7,900,000
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With the approval of the governor and the budget agency, the above appropriations for the Indiana prescription drug program may be augmented by leveraging for each fiscal year federal Medicaid dollars.

FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION

CHILDREN'S HEALTH INSURANCE PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	31,363,603	33,863,603
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FAMILY AND SOCIAL SERVICES ADMINISTRATION

Total Operating Expense	13,816,018	13,823,693
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COMMISSION ON THE SOCIAL STATUS OF BLACK MALES

Total Operating Expense	131,628	131,711
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OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION

Total Operating Expense	5,462,653	5,462,653
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MEDICAID ADMINISTRATION

Total Operating Expense	49,500,000	49,500,000
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MEDICAID - CURRENT OBLIGATIONS

General Fund

Total Operating Expense	1,467,000,000	1,467,000,000
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The auditor of state shall transfer thirty million dollars (\$30,000,000) from the Indiana Medicaid reserve account to the state general fund before July 1, 2008. The transferred amount shall be used to fund the above appropriations.

The foregoing appropriations for Medicaid current obligations and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of P.L.46-1995, if the sums herein appropriated for Medicaid current obligations and for Medicaid administration are insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

After June 30, 2008, no allotment of the funds can be made to a private vendor unless approved by the Indiana General Assembly.

HOSPITAL CARE FOR THE INDIGENT FUND

Hospital Care for the Indigent Fund (IC 12-16-14-6)

Total Operating Expense	56,900,000	56,900,000
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Augmentation allowed.

Subject to the approval of the governor and the budget agency, the foregoing appropriations for Medicaid - Current Obligations may be augmented or reduced based on revenues accruing to the hospital care for the indigent fund.

MEDICAID DISABILITY ELIGIBILITY EXAMS

Total Operating Expense	3,195,000	3,195,000
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MENTAL HEALTH ADMINISTRATION

Other Operating Expense	2,365,294	2,365,294
--------------------------------	------------------	------------------

SERIOUSLY EMOTIONALLY DISTURBED

Total Operating Expense	16,469,493	16,469,493
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SERIOUSLY MENTALLY ILL

General Fund

Total Operating Expense	93,862,579	93,862,579
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Mental Health Centers Fund (IC 6-7-1)

Total Operating Expense	4,445,000	4,445,000
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Augmentation allowed.

COMMUNITY MENTAL HEALTH CENTERS

General Fund

Total Operating Expense	2,500,000	2,500,000
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)



1	Total Operating Expense	2,000,000	2,000,000
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2

3 The above appropriation from the Tobacco Master Settlement Agreement Fund is in addition
 4 to other funds. The above appropriations for comprehensive community mental health
 5 services include the intragovernmental transfers necessary to provide the nonfederal
 6 share of reimbursement under the Medicaid rehabilitation option.

7

8 The comprehensive community mental health centers shall submit their proposed annual
 9 budgets (including income and operating statements) to the budget agency on or before
 10 August 1 of each year. All federal funds shall be applied in augmentation of the
 11 foregoing funds rather than in place of any part of the funds. The office of the
 12 secretary, with the approval of the budget agency, shall determine an equitable allocation
 13 of the appropriation among the mental health centers.

14

15 **GAMBLERS' ASSISTANCE**

16 **Gamblers' Assistance Fund (IC 4-33-12-6)**

17	Total Operating Expense	4,250,000	4,250,000
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18 **SUBSTANCE ABUSE TREATMENT**

19	Total Operating Expense	5,018,500	5,018,500
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20

21 The above appropriation for total operating expense for Substance Abuse Treatment
 22 includes an amount of \$12,500 each year of the biennium for the employment of a drug
 23 and alcohol abuse counselor for the Jefferson County Transitional Services, Inc.
 24 The amount provided for these purposes may not be used for any other purpose.

25

26 **QUALITY ASSURANCE/RESEARCH**

27	Total Operating Expense	884,304	884,304
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28 **PREVENTION**

29 **Gamblers' Assistance Fund (IC 4-33-12-6)**

30	Total Operating Expense	2,946,936	2,946,936
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31 **Augmentation allowed.**

32 **METHADONE DIVERSION CONTROL OVERSIGHT (MDCO) PROGRAM**

33 **MDCO Fund (IC 12-23-18)**

34	Total Operating Expense	26,269	26,269
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35 **Augmentation allowed.**

36 **DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM**

37 **Gamblers' Assistance Fund (IC 4-33-12-6)**

38	Total Operating Expense	54,000	54,000
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39 **Augmentation allowed.**

40 **EVANSVILLE STATE HOSPITAL**

41 **General Fund**

42		22,395,551	22,407,654
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43 **Mental Health Fund (IC 12-24-14-4)**

44		1,235,014	1,235,682
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45 **Augmentation allowed.**

46

47 The amounts specified from the general fund and the mental health fund are for the
 48 following purposes:

49



1	Personal Services	18,516,201	18,528,972
2	Other Operating Expense	5,114,364	5,114,364

3

4 **LARUE CARTER MEMORIAL HOSPITAL**

5 General Fund

6		18,887,386	18,895,892
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7 Mental Health Fund (IC 12-24-14-4)

8		443,622	443,822
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9 Augmentation allowed.

10

11 The amounts specified from the general fund and the mental health fund are for the

12 following purposes:

13

14	Personal Services	12,562,778	12,571,484
15	Other Operating Expense	6,768,230	6,768,230

16

17 **LOGANSPOUT STATE HOSPITAL**

18 General Fund

19		38,746,342	38,765,733
----	--	------------	------------

20 Mental Health Fund (IC 12-24-14-4)

21		1,764,662	1,765,546
----	--	-----------	-----------

22 Augmentation allowed.

23

24 The amounts specified from the general fund and the mental health fund are for the

25 following purposes:

26

27	Personal Services	29,854,331	29,874,606
28	Other Operating Expense	10,656,673	10,656,673

29

30 **FARM REVENUE**

31 Total Operating Expense

		53,857	53,857
--	--	--------	--------

32

33 **MADISON STATE HOSPITAL**

34 General Fund

35		20,947,363	20,959,654
----	--	------------	------------

36 Mental Health Fund (IC 12-24-14-4)

37		811,461	811,937
----	--	---------	---------

38 Augmentation allowed.

39

40 The amounts specified from the general fund and the mental health fund are for the

41 following purposes:

42

43	Personal Services	18,439,326	18,452,093
44	Other Operating Expense	3,319,498	3,319,498

45

46 **RICHMOND STATE HOSPITAL**

47 General Fund

48		30,590,520	30,605,663
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49 Mental Health Fund (IC 12-24-14-4)



6			
7	Personal Services	25,548,982	25,564,559
8	Other Operating Expense	5,918,038	5,918,038

11	Total Operating Expense	316,800	316,800
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In addition to the above appropriations each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000 in each fiscal year, of the amount by which actual net collections exceed an amount specified in writing by the division of mental health and addiction before July 1 of each year beginning July 1, 2007.

28
29 **DIVISION OF FAMILY RESOURCES ADMINISTRATION**

30	Personal Services	4,814,750	4,820,468
31	Other Operating Expense	810,328	810,328

33	Total Operating Expense	6,399,705	6,399,705
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35	Child Care Fund		
36	Total Operating Expense	100,000	100,000

37 Augmentation allowed.

39	Total Operating Expense	1,800,766	1,800,766
----	--------------------------------	------------------	------------------

40
41 The foregoing appropriations for the division of family resources Title IV-D of
42 the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

45	Total Operating Expense	49,501,684	49,501,684
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46
47 **The foregoing appropriation may be transferred from FSSA to the department of child**
48 **services with the approval of the budget agency.**



INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)

Total Operating Expense	7,007,662	7,007,662
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IMPACT PROGRAM

Total Operating Expense	2,449,580	2,449,683
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TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF)

Total Operating Expense	40,457,943	40,457,943
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IMPACT - TANF

Total Operating Expense	5,768,527	5,768,672
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CHILD CARE & DEVELOPMENT FUND

Total Operating Expense	35,056,200	35,056,200
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The foregoing appropriations for information systems/technology, education and training, temporary assistance to needy families (TANF), and child care services are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

DOMESTIC VIOLENCE PREVENTION AND TREATMENT

General Fund

Total Operating Expense	1,000,000	1,000,000
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Domestic Violence Prevention and Treatment Fund (IC 12-18-4)

Total Operating Expense	1,000,000	1,000,000
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Augmentation allowed.

STEP AHEAD

Total Operating Expense	1,789,082	1,789,312
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SCHOOL AGE CHILD CARE PROJECT FUND

Total Operating Expense	850,000	950,000
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DIVISION OF DISABILITY, AGING, AND REHABILITATIVE SERVICES ADMINISTRATION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	3,012,462	3,012,462
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The above appropriations for the division of disability, aging, and rehabilitative services administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

ROOM AND BOARD ASSISTANCE (R-CAP)

Total Operating Expense	11,421,472	11,421,472
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C.H.O.I.C.E. IN-HOME SERVICES

Total Operating Expense	50,000,000	50,000,000
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The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental transfers to provide the nonfederal share of the Medicaid aged and disabled waiver. The intragovernmental transfers for use in the Medicaid aged and disabled waiver shall not exceed seven million nine hundred thousand dollars (\$7,900,000) in the state fiscal year ending June 30, 2008, and the intragovernmental transfers shall not exceed seven million nine hundred thousand dollars (\$7,900,000) in the state



fiscal year ending June 30, 2009.

If the appropriations for C.H.O.I.C.E. In-Home Services are insufficient to provide services to all eligible persons, the division of disability, aging, and rehabilitative services may give priority for services to persons who are unable to perform three (3) or more activities of daily living (as defined in IC 12-10-10-1.5). The division of disability, aging, and rehabilitative services may discontinue conducting assessments for individuals applying for services under the C.H.O.I.C.E. In-Home Services program if a waiting list for such services exists.

The division of disability, aging, and rehabilitative services shall conduct an annual evaluation of the cost effectiveness of providing home care. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:

- (1) the number and demographic characteristics of the recipients of home care during the preceding fiscal year;
- (2) the total cost and per recipient cost of providing home care services during the preceding fiscal year;
- (3) the number of recipients of home care services who would have been placed in long term care facilities had they not received home care services; and
- (4) the total cost savings during the preceding fiscal year realized by the state due to recipients of home care services (including Medicaid) being diverted from long term care facilities.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.

The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years.

OLDER HOOSIERS ACT

Total Operating Expense	1,842,109	1,842,109
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ADULT PROTECTIVE SERVICES

Total Operating Expense	2,021,540	2,021,540
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ADULT GUARDIANSHIP SERVICES

Total Operating Expense	491,863	491,892
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TITLE V EMPLOYMENT GRANT (OLDER WORKERS)

Total Operating Expense	6,436	6,436
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TITLE III ADMINISTRATION GRANT

Total Operating Expense	307,282	307,446
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OMBUDSMAN

Total Operating Expense	305,226	305,226
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VOCATIONAL REHABILITATION SERVICES

Personal Services	3,440,619	3,443,026
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1 **Other Operating Expense** **14,133,156** **14,133,156**
2 **From the above appropriations, at least three hundred thirty-three thousand dollars**
3 **(\$333,000) in each state fiscal year shall be used for the Attain Program.**
4

5 **AID TO INDEPENDENT LIVING**

6 **Total Operating Expense** **22,008** **22,008**

7 **OFFICE OF DEAF AND HEARING IMPAIRED**

8 **Personal Services** **285,036** **285,235**

9 **Other Operating Expense** **211,396** **211,396**

10 **BLIND VENDING OPERATIONS**

11 **Total Operating Expense** **129,879** **129,905**

12 **DEVELOPMENTAL DISABILITY RESIDENTIAL FACILITIES COUNCIL**

13 **Personal Services** **2,970** **2,970**

14 **Other Operating Expense** **13,168** **13,168**

15 **OFFICE OF SERVICES FOR THE BLIND AND VISUALLY IMPAIRED**

16 **Personal Services** **255,036** **255,036**

17 **Other Operating Expense** **73,907** **73,907**

18 **EMPLOYEE TRAINING**

19 **Total Operating Expense** **6,112** **6,112**

20 **MEDICAID WAIVER**

21 **Total Operating Expense** **316,333** **316,390**

22 **OBRA/PASSARR**

23 **Total Operating Expense** **90,212** **90,268**

24 **BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS**

25 **Total Operating Expense** **1,919,027** **1,919,027**

26 **DAY SERVICES - DEVELOPMENTALLY DISABLED**

27 **Other Operating Expense** **22,976,381** **22,976,381**

28 **DIAGNOSIS AND EVALUATION**

29 **Other Operating Expense** **930,788** **930,788**

30 **SUPPORTED EMPLOYMENT**

31 **Other Operating Expense** **3,117,498** **3,117,498**

32 **EPILEPSY PROGRAM**

33 **Other Operating Expense** **460,954** **460,954**

34 **FAMILY SUBSIDY PROGRAM**

35 **Other Operating Expense** **1,004,700** **1,004,700**

36 **RESIDENTIAL SERVICES - CASE MANAGEMENT**

37 **General Fund**

38 **Total Operating Expense** **4,436,985** **4,436,985**

39 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

40 **Total Operating Expense** **2,050,626** **2,050,626**

41 **Augmentation allowed.**

42 **RESIDENTIAL SERVICES FOR DEVELOPMENTALLY DISABLED PERSONS**

43 **General Fund**

44 **Total Operating Expense** **91,749,831** **107,967,677**

45 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

46 **Total Operating Expense** **22,300,000** **22,300,000**

48 **The above appropriations for client services include the intragovernmental transfers**
49 **necessary to provide the nonfederal share of reimbursement under the Medicaid program**



for day services provided to residents of group homes and nursing facilities.

In the development of new community residential settings for persons with developmental disabilities, the division of disability, aging, and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

FORT WAYNE STATE DEVELOPMENTAL CENTER

General Fund

359,900	359,900
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Mental Health Fund (IC 12-24-14-4)

1,838,145	1,839,050
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Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	1,625,184	1,626,089
Other Operating Expense	572,861	572,861

The federal share of revenue accruing to the state developmental centers under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established under IC 12-24-14, and the remainder shall be deposited in the general fund.

In addition to the above appropriations, each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%) but not to exceed \$50,000, of the amount in which actual net collections exceed an amount specified in writing by the division of disability, aging, and rehabilitative services before July 1 of each year beginning July 1, 2007.

The director of the division of disability and rehabilitative services shall calculate, after consultation with the budget agency and the state department of health, the savings realized from the closure of the Fort Wayne State Developmental Center for state fiscal years 2007, 2008, and 2009. The calculation of the savings realized from the closure of the Fort Wayne State Developmental Center must be consistent with the financial analysis that informed the decision to close the Fort Wayne State Developmental Center. The director of the division of disability and rehabilitative services shall administer the savings realized from the closure of the Fort Wayne State Developmental Center and shall only use the savings realized to provide services to developmentally disabled clients. Any savings realized from the closure of the Fort Wayne State Developmental Center under administration of the director of the division of disability and rehabilitative services does not revert to the state general fund at the end of any state fiscal year.

FOR THE DEPARTMENT OF CHILD SERVICES



1	DEPARTMENT OF CHILD SERVICES - ADMINISTRATION		
2	Personal Services	89,381,694	95,834,780
3	Other Operating Expense	19,266,922	18,512,996
4	DEPARTMENT OF CHILD SERVICES - STATE ADMINISTRATION		
5	Personal Services	8,437,193	8,437,193
6	Other Operating Expense	814,900	787,540
7	CHILD WELFARE SERVICES STATE GRANTS		
8	General Fund		
9	Total Operating Expense	10,048,884	10,048,884
10	Excise and Financial Institution Taxes		
11	Total Operating Expense	6,275,000	6,275,000
12	Augmentation allowed.		
13	TITLE IV-D OF THE FEDERAL SOCIAL SECURITY ACT (STATE MATCH)		
14	Total Operating Expense	5,282,841	5,282,841

15
16 The foregoing appropriations for the department of child services Title IV-D of
17 the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.
18

19	YOUTH SERVICE BUREAU		
20	Total Operating Expense	1,650,000	1,650,000
21			
22	PROJECT SAFEPLACE		
23	Total Operating Expense	250,000	250,000
24	HEALTHY FAMILIES INDIANA		
25	Total Operating Expense	6,223,086	6,223,086
26	CHILD WELFARE TRAINING		
27	Total Operating Expense	1,537,864	1,537,864
28	SPECIAL NEEDS ADOPTION II		
29	Personal Services	342,669	342,669
30	Other Operating Expense	377,009	377,009
31	ADOPTION ASSISTANCE		
32	Total Operating Expense	12,159,147	13,883,265

33
34 The foregoing appropriations for Title IV-B child welfare and adoption assistance
35 represent the maximum state match for Title IV-B and Title IV-E.
36

37	SOCIAL SERVICES BLOCK GRANT (SSBG)		
38	Total Operating Expense	20,863,880	20,863,880

39
40 The funds appropriated above to the social services block grant are allocated in
41 the following manner during the biennium:
42

43	Division of Disability, Aging, and Rehabilitative Services		
44		1,030,877	1,030,877
45	Division of Family Resources		
46		12,168,423	12,168,423
47	Department of Child Services		
48		6,072,726	6,072,726
49	Department of Health		



1 296,504 296,504
 2 **Department of Correction**
 3 1,295,350 1,295,350
 4

5 **NON-RECURRING ADOPTION ASSISTANCE**

6 Total Operating Expense 625,000 625,000

7 **INDIANA SUPPORT ENFORCEMENT TRACKING (ISETS)**

8 Total Operating Expense 4,972,285 5,312,285

9 **CHILD PROTECTION AUTOMATION PROJECT (ICWIS)**

10 Total Operating Expense 5,421,817 5,421,817
 11

12 **B. PUBLIC HEALTH**

13
 14 **FOR THE STATE DEPARTMENT OF HEALTH**

15 General Fund

16 23,048,061 31,848,061

17 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

18 8,800,000 0
 19

20 The amounts specified from the General Fund and the Tobacco Master Settlement Agreement
 21 Fund are for the following purposes:

22
 23 Personal Services 21,945,887 21,945,887

24 Other Operating Expense 9,902,174 9,902,174
 25

26 All receipts to the state department of health from licenses or permit fees shall be deposited
 27 in the state general fund. Augmentation allowed in amounts not to exceed revenue from
 28 penalties or fees collected by the state department of health.
 29

30 **CANCER REGISTRY**

31 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

32 Total Operating Expense 648,739 648,739

33 **MINORITY HEALTH INITIATIVE**

34 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

35 Total Operating Expense 3,000,000 3,000,000
 36

37 The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition
 38 to work with the state department on the implementation of IC 16-46-11.
 39

40 **AID TO COUNTY TUBERCULOSIS HOSPITALS**

41 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

42 Total Operating Expense 449,879 449,879
 43

44 These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis
 45 patients for whom there are no other sources of reimbursement, including patient
 46 resources, health insurance, medical assistance payments, and hospital care for the
 47 indigent.
 48

49 **MEDICARE-MEDICAID CERTIFICATION**



1	Total Operating Expense	6,546,029	6,546,029
2			
3	Personal services augmentation allowed in amounts not to exceed revenue from health		
4	facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee		
5	increases or those adopted by the Executive Board of the Indiana State Department of		
6	health pursuant to IC 16-19-3.		
7			
8	AIDS EDUCATION		
9	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
10	Personal Services	421,851	422,146
11	Other Operating Expense	277,953	277,953
12	HIV/AIDS SERVICES		
13	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
14	Total Operating Expense	2,162,254	2,162,254
15	TEST FOR DRUG AFFLICTED BABIES		
16	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
17	Total Operating Expense	62,496	62,496

18

19 **The above appropriations for drug afflicted babies shall be used for the following purposes:**

20

- 21 (1) All newborn infants shall be tested for the presence of a controlled substance
- 22 in the infant's meconium if they meet the criteria established by the state department
- 23 of health. These criteria will, at a minimum, include all newborns, if at birth:
- 24 (A) the infant's weight is less than two thousand five hundred (2,500) grams;
- 25 (B) the infant's head is smaller than the third percentile for the infant's gestational age; and
- 26 (C) there is no medical explanation for the conditions described in clauses (A) and (B).
- 27 (2) If a meconium test determines the presence of a controlled substance in the infant's
- 28 meconium, the infant may be declared a child in need of services as provided in
- 29 IC 31-34-1-10 through IC 31-34-1-13. However, the child's mother may not be prosecuted
- 30 in connection with the results of the test.
- 31 (3) The state department of health shall provide forms on which the results of a
- 32 meconium test performed on an infant under subdivision (1) must be reported to the
- 33 state department of health by physicians and hospitals.
- 34 (4) The state department of health shall, at least semi-annually:
- 35 (A) ascertain the extent of testing under this chapter; and
- 36 (B) report its findings under subdivision (1) to:
- 37 (i) all hospitals;
- 38 (ii) physicians who specialize in obstetrics and gynecology or work with infants
- 39 and young children; and
- 40 (iii) any other group interested in child welfare that requests a copy of the report
- 41 from the state department of health.
- 42 (5) The state department of health shall designate at least one (1) laboratory to
- 43 perform the meconium test required under subdivisions (1) through (8). The designated
- 44 laboratories shall perform a meconium test on each infant described in subdivision (1)
- 45 to detect the presence of a controlled substance.
- 46 (6) Subdivisions (1) through (7) do not prevent other facilities from conducting
- 47 tests on infants to detect the presence of a controlled substance.
- 48 (7) Each hospital and physician shall:
- 49 (A) take or cause to be taken a meconium sample from every infant born under the



hospital's and physician's care who meets the description under subdivision (1); and
 (B) transport or cause to be transported each meconium sample described in clause (A)
 to a laboratory designated under subdivision (5) to test for the presence of a controlled
 substance as required under subdivisions (1) through (7).

(8) The state department of health shall establish guidelines to carry out this
 program, including guidance to physicians, medical schools, and birthing centers
 as to the following:

(A) Proper and timely sample collection and transportation under subdivision (7)
 of this appropriation.

(B) Quality testing procedures at the laboratories designated under subdivision (5)
 of this appropriation.

(C) Uniform reporting procedures.

(D) Appropriate diagnosis and management of affected newborns and counseling and
 support programs for newborns' families.

(9) A medically appropriate discharge of an infant may not be delayed due to the
 results of the test described in subdivision (1) or due to the pendency of the results
 of the test described in subdivision (1).

STATE CHRONIC DISEASES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Personal Services	49,014	49,014
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Other Operating Expense	681,286	681,286
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At least \$82,560 of the above appropriations shall be for grants to community groups
 and organizations as provided in IC 16-46-7-8.

WOMEN, INFANTS, AND CHILDREN SUPPLEMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	176,700	176,700
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MATERNAL AND CHILD HEALTH SUPPLEMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	176,700	176,700
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Notwithstanding IC 6-7-1-30.2, the above appropriations for the women, infants, and
 children supplement and maternal and child health supplement are the total appropriations
 provided for this purpose.

CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	93,000	93,000
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CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	93,000	93,000
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ADOPTION HISTORY

Adoption History Fund (IC 31-19-18-6)

Total Operating Expense	190,796	190,796
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Augmentation allowed.

CHILDREN WITH SPECIAL HEALTH CARE NEEDS



1	General Fund		
2	Total Operating Expense	1,700,000	1,700,000
3	Children with Special Health Care Needs (IC 16-35-4-1)		
4	Total Operating Expense	8,297,591	8,297,591
5	Augmentation allowed.		
6	NEWBORN SCREENING PROGRAM		
7	Newborn Screening Fund (IC 16-41-17-11)		
8	Personal Services	357,071	357,071
9	Other Operating Expense	1,003,887	1,003,887
10	Augmentation allowed.		
11	RADON GAS TRUST FUND		
12	Radon Gas Trust Fund (IC 16-41-38-8)		
13	Total Operating Expense	12,700	12,700
14	Augmentation allowed.		
15	BIRTH PROBLEMS REGISTRY		
16	Birth Problems Registry Fund (IC 16-38-4-17)		
17	Personal Services	58,292	58,292
18	Other Operating Expense	30,012	30,012
19	Augmentation allowed.		
20	MOTOR FUEL INSPECTION PROGRAM		
21	Motor Fuel Inspection Fund (IC 16-44-3-10)		
22	Total Operating Expense	127,701	127,701
23	Augmentation allowed.		
24	PROJECT RESPECT		
25	Total Operating Expense	554,540	554,540
26	DONATED DENTAL SERVICES		
27	Total Operating Expense	42,932	42,932
28			
29	The above appropriation shall be used by the Indiana foundation for dentistry for		
30	the handicapped.		
31			
32	OFFICE OF WOMEN'S HEALTH		
33	Total Operating Expense	133,463	133,463
34	SOLDIERS' AND SAILORS' CHILDREN'S HOME		
35	Personal Services	9,100,938	9,100,938
36	Other Operating Expense	1,322,500	1,322,500
37	FARM REVENUE		
38	Total Operating Expense	22,715	22,715
39			
40	INDIANA VETERANS' HOME		
41	From the General Fund		
42		13,917,781	13,399,178
43	From the Comfort-Welfare Fund (IC 10-17-9-7(c))		
44		9,764,000	9,764,000
45	Augmentation allowed from the comfort-welfare fund in amounts not to exceed revenue		
46	collected for Medicaid and Medicare reimbursement.		
47			
48	The amounts specified from the General Fund and the Comfort-Welfare Fund are for the		
49	following purposes:		



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Personal Services	19,880,493	19,880,493
Other Operating Expense	3,801,288	3,282,685

COMFORT AND WELFARE PROGRAM

Comfort-Welfare Fund (IC 10-17-9-7(c))		
Total Operating Expense	111,000	111,000
Augmentation allowed.		

WEIGHTS AND MEASURES FUND

Weights and Measures Fund (IC 16-19-5-4)		
Total Operating Expense	25,300	25,300
Augmentation allowed.		

MINORITY EPIDEMIOLOGY

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	750,000	750,000

COMMUNITY HEALTH CENTERS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	30,000,000	30,000,000

Of the above appropriation for community health centers, \$30,000,000 may be used for capital projects in fiscal year 2007-2008 and fiscal year 2008-2009.

PRENATAL SUBSTANCE USE & PREVENTION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	150,000	150,000

LOCAL HEALTH MAINTENANCE FUND

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	3,860,000	3,860,000
Augmentation allowed.		

The amount appropriated from the tobacco master settlement agreement fund is in lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above appropriations for the local health maintenance fund, \$60,000 each year shall be used to provide additional funding to adjust funding through the formula in IC 16-46-10 to reflect population increases in various counties. Money appropriated to the local health maintenance fund must be allocated under the following schedule each year to each local board of health whose application for funding is approved by the state department of health:

COUNTY POPULATION	AMOUNT OF GRANT
over 499,999	94,112
100,000 - 499,999	72,672
50,000 - 99,999	48,859
under 50,000	33,139

LOCAL HEALTH DEPARTMENT ACCOUNT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	3,000,000	3,000,000

The foregoing appropriations for the local health department account are statutory



distributions pursuant to IC 4-12-7.

**FOR THE TOBACCO USE PREVENTION AND CESSATION BOARD
TOBACCO USE PREVENTION AND CESSATION PROGRAM**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	15,000,000	15,000,000
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A minimum of 75% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

FOR THE INDIANA SCHOOL FOR THE BLIND

Personal Services	10,746,019	10,746,019
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Other Operating Expense	1,055,964	1,055,964
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FOR THE INDIANA SCHOOL FOR THE DEAF

Personal Services	16,892,896	16,892,896
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Other Operating Expense	1,959,367	1,959,367
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C. VETERANS' AFFAIRS

FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS

Personal Services	527,049	527,049
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Other Operating Expense	134,632	134,632
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DISABLED AMERICAN VETERANS OF WORLD WARS

Total Operating Expense	40,000	40,000
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AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM

Total Operating Expense	30,000	30,000
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VETERANS OF FOREIGN WARS

Total Operating Expense	30,000	30,000
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VIETNAM VETERANS OF AMERICA

Total Operating Expense		20,000
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MILITARY FAMILY RELIEF FUND

Total Operating Expense	450,000	450,000
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SECTION 9. [EFFECTIVE JULY 1, 2007]

EDUCATION

A. HIGHER EDUCATION

**FOR INDIANA UNIVERSITY
BLOOMINGTON CAMPUS**

Total Operating Expense	195,692,339	199,606,185
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Fee Replacement	24,822,802	25,197,033
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**FOR INDIANA UNIVERSITY REGIONAL CAMPUSES
EAST**

Total Operating Expense	7,879,890	8,037,487
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		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Fee Replacement	2,038,168	2,001,956	
2	KOKOMO			
3	Total Operating Expense	10,326,734	10,533,269	
4	Fee Replacement	2,394,273	2,351,735	
5	NORTHWEST			
6	Total Operating Expense	18,206,917	18,356,970	
7	Fee Replacement	4,316,246	4,239,561	
8	SOUTH BEND			
9	Total Operating Expense	23,002,877	23,619,000	
10	Fee Replacement	5,967,558	5,861,535	
11	SOUTHEAST			
12	Total Operating Expense	19,637,000	20,029,740	
13	Fee Replacement	5,266,033	5,172,474	
14				
15	TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES			
16		99,035,696	100,203,727	
17				
18	FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY			
19	AT INDIANAPOLIS (IUPUI)			
20	HEALTH DIVISIONS			
21	Total Operating Expense	89,601,670	91,393,704	
22	Fee Replacement	4,332,751	4,692,914	
23				
24	FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON			
25	THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA			
26	Total Operating Expense	1,562,954	1,593,213	
27	THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE			
28	Total Operating Expense	1,441,882	1,469,658	
29	THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST			
30	Total Operating Expense	2,027,273	2,066,819	
31	THE CAMPUS OF PURDUE UNIVERSITY			
32	Total Operating Expense	1,764,995	1,800,295	
33	THE CAMPUS OF BALL STATE UNIVERSITY			
34	Total Operating Expense	1,587,018	1,618,758	
35	THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME			
36	Total Operating Expense	1,521,769	1,551,205	
37	THE CAMPUS OF INDIANA STATE UNIVERSITY			
38	Total Operating Expense	1,804,667	1,839,761	
39				
40	The Indiana University School of Medicine - Indianapolis shall submit to the Indiana			
41	commission for higher education before May 15 of each year an accountability report			
42	containing data on the number of medical school graduates who entered primary care			
43	physician residencies in Indiana from the school's most recent graduating class.			
44				
45	FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)			
46	GENERAL ACADEMIC DIVISIONS			
47	Total Operating Expense	92,323,938	94,165,417	
48	Fee Replacement	20,727,099	20,670,754	
49				



1 **TOTAL APPROPRIATIONS - IUPUI**

2 **218,696,017 222,862,498**

3
4 **Transfers of allocations between campuses to correct for errors in allocation among**
5 **the campuses of Indiana University can be made by the institution with the approval**
6 **of the commission for higher education and the budget agency. Indiana University**
7 **shall maintain current operations at all statewide medical education sites.**

8
9 **FOR INDIANA UNIVERSITY**

10 **ABILENE NETWORK OPERATIONS CENTER**

11 **Total Operating Expense 833,852 850,529**

12 **SPINAL CORD AND HEAD INJURY RESEARCH CENTER**

13 **Total Operating Expense 525,021 535,521**

14 **OPTOMETRY BOARD EDUCATION FUND**

15 **Total Operating Expense 1,530 1,561**

16 **STATE DEPARTMENT OF TOXICOLOGY**

17 **Total Operating Expense 656,939 670,078**

18 **INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES**

19 **Total Operating Expense 2,481,177 2,530,800**

20 **GEOLOGICAL SURVEY**

21 **Total Operating Expense 3,106,922 3,169,060**

22 **INDUSTRIAL RESEARCH LIAISON PROGRAM**

23 **Total Operating Expense 254,963 260,063**

24 **LOCAL GOVERNMENT ADVISORY COMMISSION**

25 **Total Operating Expense 56,628 57,761**

26 **LIFE SCIENCES INITIATIVE**

27 **Total Operating Expense 20,400,000 20,808,000**

28 **SCHOOL OF EDUCATION PATHWAYS PROGRAM**

29 **Total Operating Expense 2,550,000 2,601,000**

30 **REIMBURSEMENT OF SCHOLARSHIP COSTS**

31 **Total Operating Expense 900,000 0**

32
33 **FOR PURDUE UNIVERSITY**

34 **WEST LAFAYETTE**

35 **Total Operating Expense 246,084,101 251,005,783**

36 **Fee Replacement 23,928,533 23,416,118**

37
38 **FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES**

39 **CALUMET**

40 **Total Operating Expense 27,118,194 27,660,558**

41 **Fee Replacement 1,549,834 1,493,233**

42 **NORTH CENTRAL**

43 **Total Operating Expense 10,950,537 11,325,613**

44 **Fee Replacement 0 0**

45
46 **TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES**

47 **39,618,565 40,479,404**

48
49 **FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY**



1 AT FORT WAYNE (IPFW)

2 Total Operating Expense 36,764,051 37,499,332

3 Fee Replacement 4,223,331 4,143,785

4

5 Transfers of allocations between campuses to correct for errors in allocation among
6 the campuses of Purdue University can be made by the institution with the approval
7 of the commission for higher education and the budget agency.

8

9 FOR PURDUE UNIVERSITY

10 ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM

11 Total Operating Expense 3,454,909 3,524,008

12

13 The above appropriations shall be used to fund the animal disease diagnostic laboratory
14 system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease
15 testing service at West Lafayette, and the southern branch of ADDL Southern Indiana
16 Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are
17 in addition to any user charges that may be established and collected under IC 15-2.1-5-6.
18 Notwithstanding IC 15-2.1-5-5, the trustees of Purdue University may approve reasonable
19 charges for testing for pseudorabies.

20

21 STATEWIDE TECHNOLOGY

22 Total Operating Expense 5,578,339 5,689,906

23 COUNTY AGRICULTURAL EXTENSION EDUCATORS

24 Total Operating Expense 7,245,516 7,390,426

25 AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS

26 Total Operating Expense 7,249,878 7,394,876

27 CENTER FOR PARALYSIS RESEARCH

28 Total Operating Expense 523,347 533,814

29 UNIVERSITY-BASED BUSINESS ASSISTANCE

30 Total Operating Expense 1,122,729 1,145,184

31 NORTH CENTRAL - VALPO NURSING PARTNERSHIP

32 Total Operating Expense 100,635 102,648

33 NEW MANUFACTURING ECONOMY INITIATIVE

34 Total Operating Expense 5,000,000 5,000,000

35

36 FOR INDIANA STATE UNIVERSITY

37 Total Operating Expense 75,327,970 76,774,333

38 Fee Replacement 9,465,483 9,479,684

39

40 FOR UNIVERSITY OF SOUTHERN INDIANA

41 Total Operating Expense 36,372,283 37,545,629

42 Fee Replacement 9,488,222 9,491,580

43 HISTORIC NEW HARMONY

44 Total Operating Expense 565,184 576,488

45 STEM EDUCATION PROGRAM

46 Total Operating Expense 500,000 1,250,000

47

48 FOR BALL STATE UNIVERSITY

49 Total Operating Expense 125,401,982 127,910,022



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Fee Replacement	12,408,664	12,194,555	
2	ENTREPRENEURIAL COLLEGE			
3	Total Operating Expense	0	1,000,000	
4	ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES			
5	Total Operating Expense	4,280,282	4,365,888	
6				
7	FOR VINCENNES UNIVERSITY			
8	Total Operating Expense	37,131,232	37,873,857	
9	Fee Replacement	5,364,551	6,197,157	
10				
11	FOR IVY TECH COMMUNITY COLLEGE			
12	Total Operating Expense	153,209,449	162,415,053	
13	Fee Replacement	20,738,001	19,768,389	
14				
15	Of the above appropriations for IVY Tech total operating expense, \$135,000 each year			
16	shall be used for the Community Learning Center in Portage.			
17				
18	VALPO NURSING PARTNERSHIP			
19	Total Operating Expense	100,635	102,648	
20				
21	FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM (IHETS)			
22	Total Operating Expense	4,827,208	4,972,024	
23				
24	The above appropriations do not include funds for the course development grant program.			
25				
26	The sums herein appropriated to Indiana University, Purdue University, Indiana State			
27	University, University of Southern Indiana, Ball State University, Vincennes University,			
28	Ivy Tech Community College, and the Indiana Higher Education Telecommunications System			
29	(IHETS) are in addition to all income of said institutions and IHETS, respectively,			
30	from all permanent fees and endowments and from all land grants, fees, earnings,			
31	and receipts, including gifts, grants, bequests, and devises, and receipts from any			
32	miscellaneous sales from whatever source derived.			
33				
34	All such income and all such fees, earnings, and receipts on hand June 30, 2007,			
35	and all such income and fees, earnings, and receipts accruing thereafter are hereby			
36	appropriated to the boards of trustees or directors of the aforementioned institutions			
37	and IHETS and may be expended for any necessary expenses of the respective institutions			
38	and IHETS, including university hospitals, schools of medicine, nurses' training			
39	schools, schools of dentistry, and agricultural extension and experimental stations.			
40	However, such income, fees, earnings, and receipts may be used for land and structures			
41	only if approved by the governor and the budget agency.			
42				
43	The foregoing appropriations and allocations for fee replacement are for replacement			
44	of student fees deducted during the 2007-2009 biennium to cover bond or lease-purchase			
45	principal, interest, and other obligations of debt costs of facility construction			
46	and acquisition for those projects authorized by the general assembly. These fee			
47	replacement appropriations and allocations shall be allotted by the budget agency			
48	after receipt of verification of payment of such debt cost expense.			
49				



1 The foregoing appropriations to Indiana University, Purdue University, Indiana State
2 University, University of Southern Indiana, Ball State University, Vincennes University,
3 Ivy Tech Community College, and IHETS include the employers' share of Social Security
4 payments for university and IHETS employees under the public employees' retirement
5 fund, or institutions covered by the Indiana state teachers' retirement fund. The
6 funds appropriated also include funding for the employers' share of payments to the
7 public employees' retirement fund and to the Indiana state teachers' retirement fund
8 at a rate to be established by the retirement funds for both fiscal years for each
9 institution and for IHETS employees covered by these retirement plans.

10
11 The treasurers of Indiana University, Purdue University, Indiana State University,
12 University of Southern Indiana, Ball State University, Vincennes University, and
13 Ivy Tech Community College shall, at the end of each three (3) month period, prepare
14 and file with the auditor of state a financial statement that shall show in total
15 all revenues received from any source, together with a consolidated statement of
16 disbursements for the same period. The budget director shall establish the requirements
17 for the form and substance of the reports.

18
19 The reports of the treasurer also shall contain in such form and in such detail as
20 the governor and the budget agency may specify, complete information concerning receipts
21 from all sources, together with any contracts, agreements, or arrangements with any
22 federal agency, private foundation, corporation, or other entity from which such
23 receipts accrue.

24
25 All such treasurers' reports are matters of public record and shall include without
26 limitation a record of the purposes of any and all gifts and trusts with the sole
27 exception of the names of those donors who request to remain anonymous.

28
29 Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers
30 of Indiana University, Purdue University, Indiana State University, University of
31 Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community
32 College on the basis of vouchers stating the total amount claimed against each fund
33 or account, or both, but not to exceed the legally made appropriations.

34
35 Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or
36 in part by state funds, grant applications and lists of applications need only be
37 submitted upon request to the budget agency for review and approval or disapproval
38 and, unless disapproved by the budget agency, federal grant funds may be requested
39 and spent without approval by the budget agency. Each institution shall retain the
40 applications for a reasonable period of time and submit a list of all grant applications,
41 at least monthly, to the commission for higher education for informational purposes.

42
43 For all university special appropriations, an itemized list of intended expenditures,
44 in such form as the governor and the budget agency may specify, shall be submitted
45 to support the allotment request. All budget requests for university special appropriations
46 shall be furnished in a like manner and as a part of the operating budgets of the
47 state universities.

48
49 The trustees of Indiana University, the trustees of Purdue University, the trustees



of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, the trustees of Ivy Tech Community College, and the directors of IHETS are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on payment due dates, subject to available appropriations.

If an early payment of an amount appropriated to any of the aforementioned institutions or IHETS is made in either state fiscal year of the biennium to eliminate an otherwise authorized payment delay to a later state fiscal year, the amount may be used only for the purposes approved by the budget agency after review by the budget committee.

**FOR THE MEDICAL EDUCATION BOARD
FAMILY PRACTICE RESIDENCY FUND**

Total Operating Expense	2,294,787	2,340,683
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Of the foregoing appropriations for the medical education board-family practice residency fund, \$1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

FOR THE COMMISSION FOR HIGHER EDUCATION

Total Operating Expense	1,508,104	1,538,266
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Before October 31, 2007, the budget committee shall review the commission for higher education's research incentive funding formula.

INDIANA CAREER AND POSTSECONDARY ADVANCEMENT CENTER

Total Operating Expense	1	1
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FOR THE DEPARTMENT OF ADMINISTRATION

ANIMAL DISEASE DIAGNOSTIC LABORATORY LEASE RENTAL

Total Operating Expense	1,066,535	1,087,866
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ANIMAL DISEASE DIAGNOSTIC LABORATORY (BSL-3) LEASE RENTAL

Total Operating Expense	2,652,000	2,705,040
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COLUMBUS LEARNING CENTER LEASE PAYMENT

Total Operating Expense	4,022,931	4,103,390
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FOR THE STATE BUDGET AGENCY

GIGAPOP PROJECT

Total Operating Expense	787,390	803,138
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SOUTH CENTRAL EDUCATIONAL ALLIANCE

BEDFORD SERVICE AREA

Total Operating Expense	395,266	403,172
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SOUTHEAST INDIANA EDUCATION SERVICES

Total Operating Expense	695,226	709,130
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The above appropriation for southeast Indiana education services may be expended



with the approval of the budget agency after review by the commission for higher education.

DEGREE LINK

Total Operating Expense	541,465	552,294
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The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link. Distributions shall be made upon the recommendation of the Indiana commission for higher education and with approval by the budget agency after review by the budget committee.

WORKFORCE CENTERS

Total Operating Expense	905,732	923,847
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MIDWEST HIGHER EDUCATION COMMISSION

Total Operating Expense	96,900	98,838
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FOR THE STATE STUDENT ASSISTANCE COMMISSION

Total Operating Expense	1,306,618	1,332,750
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FREEDOM OF CHOICE GRANTS

Total Operating Expense	47,573,703	48,525,177
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HIGHER EDUCATION AWARD PROGRAM

Total Operating Expense	139,487,903	142,277,661
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NURSING SCHOLARSHIP PROGRAM

Total Operating Expense	410,185	418,389
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HOOSIER SCHOLAR PROGRAM

Total Operating Expense	408,000	416,160
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For the higher education awards and freedom of choice grants made for the 2007-2009 biennium, the following guidelines shall be used, notwithstanding current administrative rule or practice:

- (1) Financial Need: For purposes of these awards, financial need shall be limited to actual undergraduate tuition and fees for the prior academic year as established by the commission.
- (2) Maximum Base Award: The maximum award shall not exceed the lesser of:
 - (A) eighty percent (80%) of actual prior academic year undergraduate tuition and fees; or
 - (B) eighty percent (80%) of the sum of the highest prior academic year undergraduate tuition and fees at any public institution of higher education and the lowest appropriation per full-time equivalent (FTE) undergraduate student at any public institution of higher education.
- (3) Minimum Award: No actual award shall be less than \$200.
- (4) Award Size: A student's maximum award shall be reduced one (1) time:
 - (A) for dependent students, by the expected contribution from parents based upon information submitted on the financial aid application form; and
 - (B) for independent students, by the expected contribution derived from information submitted on the financial aid application form.
- (5) Award Adjustment: The maximum base award may be adjusted by the commission, for any eligible recipient who fulfills college preparation requirements defined by the



commission.

(6) Adjustment:

(A) If the dollar amounts of eligible awards exceed appropriations and program reserves, all awards may be adjusted by the commission by reducing the maximum award under subdivision (2)(A) or (2)(B).

(B) If appropriations and program reserves are sufficient and the maximum awards are not at the levels described in subdivision (2)(A) and (2)(B), all awards may be adjusted by the commission by proportionally increasing the awards to the maximum award under that subdivision so that parity between those maxima is maintained but not exceeded.

For the Hoosier scholar program for the 2007-2009 biennium, each award shall not exceed five hundred dollars (\$500) and shall be made available for one (1) year only. Receipt of this award shall not reduce any other award received under any state funded student assistance program.

STATUTORY FEE REMISSION

Total Operating Expense	20,553,902	20,964,980
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PART-TIME STUDENT GRANT DISTRIBUTION

Total Operating Expense	5,355,000	5,462,100
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Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the part time grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 20-12-21 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources shall apply all qualifying expenditures for the part time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).

CONTRACT FOR INSTRUCTIONAL OPPORTUNITIES IN SOUTHEASTERN INDIANA

Total Operating Expense	615,475	627,785
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MINORITY TEACHER SCHOLARSHIP FUND

Total Operating Expense	407,763	415,919
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COLLEGE WORK STUDY PROGRAM

Total Operating Expense	821,293	837,719
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21ST CENTURY ADMINISTRATION

Total Operating Expense	2,061,420	2,102,648
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21ST CENTURY SCHOLAR AWARDS

Total Operating Expense	26,496,079	27,026,001
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1 **Augmentation for 21st Century Scholar Awards allowed from the general fund.**

2
3 **The commission shall collect and report to the family and social services administration**
4 **(FSSA) all data required for FSSA to meet the data collection and reporting requirements**
5 **in 45 CFR 265.**

6
7 **Family and social services administration, division of family resources, shall apply**
8 **all qualifying expenditures for the 21st century scholars program toward Indiana's**
9 **maintenance of effort under the federal Temporary Assistance to Needy Families (TANF)**
10 **program (45 CFR 260 et seq.)**

11
12 **NATIONAL GUARD SCHOLARSHIP**

13 **Total Operating Expense 3,365,817 3,433,134**

14
15 **The above appropriations for national guard scholarship and any program reserves**
16 **existing on June 30, 2007, shall be the total allowable state expenditure for the**
17 **program in the 2007-2009 biennium. If the dollar amounts of eligible awards exceed**
18 **appropriations and program reserves, the state student assistance commission shall**
19 **develop a plan to ensure that the total dollar amount does not exceed the above appropriations**
20 **and any program reserves.**

21
22 **B. ELEMENTARY AND SECONDARY EDUCATION**

23
24 **FOR THE DEPARTMENT OF EDUCATION**

25 **STATE BOARD OF EDUCATION**

26 **Total Operating Expense 3,152,112 3,152,112**

27
28 **The foregoing appropriations for the Indiana state board of education are for the**
29 **education roundtable established by IC 20-19-4; for the academic standards project**
30 **to distribute copies of the academic standards and provide teachers with curriculum**
31 **frameworks; for special evaluation and research projects including national and international**
32 **assessments; and for state board and roundtable administrative expenses.**

33
34 **SUPERINTENDENT'S OFFICE**

35 **Personal Services 686,467 686,877**
36 **Other Operating Expense 1,439,160 1,437,682**

37
38 **PUBLIC TELEVISION DISTRIBUTION**

39 **Total Operating Expense 2,557,563 2,357,563**

40
41 **These appropriations are for grants for public television. The Indiana Public Broadcasting**
42 **Stations, Inc. shall submit a distribution plan for the eight Indiana public education**
43 **television stations that shall be approved by the budget agency after review by the budget**
44 **committee. The above appropriation includes the costs of transmission for the "GED-on-TV"**
45 **program. Of the above appropriations, \$100,000 each year shall be distributed equally**
46 **among the eight radio stations.**

47
48 **RESEARCH AND DEVELOPMENT PROGRAMS**

49 **Personal Services 86,958 86,959**



1 Other Operating Expense 300,390 300,390

2

3 **Of the foregoing appropriations for Research and Development Programs, up to \$140,000**

4 **each year is dedicated for the Center for Evaluation and Education Policy.**

5

6 **DEPUTY SUPERINTENDENT'S OFFICE**

7 Personal Services 457,320 457,562

8 Other Operating Expense 92,839 92,603

9 **RILEY HOSPITAL**

10 Total Operating Expense 27,900 27,900

11 **BEST BUDDIES**

12 Total Operating Expense 250,000 250,000

13 **ADMINISTRATION AND FINANCIAL MANAGEMENT**

14 Personal Services 2,143,064 2,144,538

15 Other Operating Expense 298,207 296,808

16 **MOTORCYCLE OPERATOR SAFETY EDUCATION FUND**

17 Safety Education Fund (IC 20-30-13-11)

18 Personal Services 132,303 132,397

19 Other Operating Expense 892,177 892,087

20

21 **The foregoing appropriations for the motorcycle operator safety education fund are**

22 **from the motorcycle operator safety education fund created by IC 20-30-13-11.**

23

24 **SCHOOL TRAFFIC SAFETY**

25 Motor Vehicle Highway Account (IC 8-14-1)

26 Personal Services 242,813 242,989

27 Other Operating Expense 30,405 30,236

28 Augmentation allowed.

29 **CENTER FOR SCHOOL ASSESSMENT**

30 Personal Services 310,777 311,004

31 Other Operating Expense 706,025 705,800

32 **ACCREDITATION SYSTEM**

33 Personal Services 471,390 471,732

34 Other Operating Expense 489,547 489,210

35 **SPECIAL EDUCATION (S-5)**

36 Total Operating Expense 30,000,000 30,000,000

37

38 **The foregoing appropriations for special education are made under IC 20-35-6-2.**

39

40 **CENTER FOR COMMUNITY RELATIONS AND SPECIAL POPULATIONS**

41 Personal Services 234,467 234,580

42 Other Operating Expense 78,988 78,879

43 **SPECIAL EDUCATION EXCISE**

44 Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)

45 Personal Services 344,177 344,351

46 Augmentation allowed.

47 **GED-ON-TV PROGRAM**

48 Other Operating Expense 229,500 229,500

49



The foregoing appropriation is for grants to provide GED-ON-TV programming. The GED-ON-TV Program shall submit for review by the budget committee an annual report on utilization of this appropriation.

VOCATIONAL EDUCATION

Personal Services	1,318,379	1,319,338
Other Operating Expense	40,532	39,599

ADVANCED PLACEMENT PROGRAM

Other Operating Expense	894,400	894,400
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The above appropriations for the Advanced Placement program are to provide funding for students of accredited public and nonpublic schools.

PSAT PROGRAM

Other Operating Expense	717,449	717,449
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The above appropriations for the PSAT program are to provide funding for students of accredited public and nonpublic schools.

CENTER FOR SCHOOL IMPROVEMENT AND PERFORMANCE

Personal Services	1,701,420	1,701,447
Other Operating Expense	978,089	978,089

PRINCIPAL LEADERSHIP ACADEMY

Personal Services	320,628	320,632
Other Operating Expense	142,204	142,204

EDUCATION SERVICE CENTERS

Total Operating Expense	1,721,287	1,721,287
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No appropriation made for an education service center shall be distributed to the administering school corporation of the center unless each participating school corporation of the center contracts to pay to the center at least three dollars (\$3) per student for fiscal year 2007-2008 based on the school corporation's ADM count as reported for school aid distribution in the fall of 2006, and at least three dollars (\$3) per student for fiscal year 2008-2009, based on the school corporation's ADM count as reported for school aid distribution beginning in the fall of 2007. Before notification of education service centers of the formula and components of the formula for distributing funds for education service centers, review and approval of the formula and components must be made by the budget agency.

TRANSFER TUITION (STATE EMPLOYEES' CHILDREN AND ELIGIBLE CHILDREN IN MENTAL HEALTH FACILITIES)

Total Operating Expense	50,000	50,000
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The foregoing appropriations for transfer tuition (state employees' children and eligible children in mental health facilities) are made under IC 20-26-11-10 and IC 20-26-11-8.

TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION

Total Operating Expense	2,403,792	2,403,792
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The foregoing appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area vocational schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teacher's retirement fund, the amount they received during the 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.

DISTRIBUTION FOR TUITION SUPPORT

General Fund

Total Operating Expense	2,165,635,334	2,262,190,210
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Property Tax Replacement Fund (IC 6-1.1-21)

Total Operating Expense	1,717,564,666	1,775,809,790
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The foregoing appropriations for distribution for tuition support are to be distributed for tuition support, special education programs, vocational education programs, honors grants, and the primetime program in accordance with a statute enacted for this purpose during the 2007 session of the general assembly.

If the above appropriations for distribution for tuition support are more than are required under this SECTION, one-half (1/2) of any excess shall revert to the general fund and one-half (1/2) of any excess shall revert to the property tax replacement fund.

The above appropriations for tuition support shall be made each calendar year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each calendar year shall equal the amount required under the statute enacted for the purpose referred to above.

DISTRIBUTION FOR SUMMER SCHOOL

Other Operating Expense	18,360,000	18,360,000
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It is the intent of the 2007 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

EARLY INTERVENTION PROGRAM

Personal Services	13,000	13,000
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Other Operating Expense	3,707,000	3,707,000
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The above appropriations for the early intervention program are for grants to local



school corporations for grant proposals for early intervention programs, including reading recovery and the Waterford method.

READING DIAGNOSTIC ASSESSMENT

Total Operating Expense	1,000,000	1,000,000
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The foregoing appropriations shall be used by the department for the reading diagnostic assessment and subsequent remedial programs or activities. The reading diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and non-public school first and second grade students upon the approval of the governing body of school corporations. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board and the education roundtable.

ADULT EDUCATION DISTRIBUTION

Total Operating Expense	14,000,000	14,000,000
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It is the intent of the 2007 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of education shall reduce the distributions proportionately.

NATIONAL SCHOOL LUNCH PROGRAM

Total Operating Expense	5,400,000	5,400,000
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MARION COUNTY DESEGREGATION COURT ORDER

Total Operating Expense	18,200,000	18,200,000
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The foregoing appropriations for court ordered desegregation costs are made pursuant to order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

TEXTBOOK REIMBURSEMENT

Total Operating Expense	37,014,402	40,809,194
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Before a school corporation or an accredited non-public school may receive a distribution under the textbook reimbursement program, the school corporation or accredited non-public school shall provide to the department the requirements established in IC 20-33-5-2. The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. Family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).

The foregoing appropriations for textbook reimbursement include the appropriation of the common school fund interest balance. The remainder of the above appropriations are



provided from the state general fund.

FULL DAY KINDERGARTEN

Total Operating Expense	57,500,000	103,500,000
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The above appropriations shall be expended to implement full-day kindergarten programs on the following schedule:

(1) Beginning with the 2007-2008 school year, each school corporation shall offer a full-day kindergarten program for each kindergarten student who is eligible to receive a free or reduced price lunch under the national school lunch program.

(2) Beginning with the 2008-2009 school year, each school corporation with a percentage of students eligible to receive free or reduced price lunches that is higher than the statewide median percentage of students eligible to receive free or reduced price lunches, as determined by the department of education based upon the number of students in each school corporation who are eligible to receive free or reduced price lunches under the national school lunch program during the 2006-2007 school year, shall offer a program for all kindergarten students.

(3) Beginning with the 2009-2010 school year, each school corporation shall offer a program to all kindergarten students.

The above appropriations may not be used to provide full-day kindergarten in charter schools. To provide full day kindergarten programs, a school corporation that determines there is inadequate space to offer a program in the school corporation's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation. A full day kindergarten program offered by a school corporation must meet the academic standards and other requirements of IC 20.

TESTING

Other Operating Expense	22,000,000	22,000,000
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REMEDATION

Other Operating Expense	29,918,503	29,947,334
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Prior to notification of local school corporations of the formula and components of the formula for distributing funds for remediation, review and approval of the formula and components shall be made by the budget agency. With the approval of the governor and the budget agency, the above appropriations for school assessment testing and remediation may be augmented from revenues accruing to the secondary market sale fund established by IC 20-12-21.2-10.

The above appropriation for testing and remediation shall be used by school corporations to provide remediation programs for students who attend public and nonpublic schools. For purposes of tuition support, these students are not to be counted in the average daily membership.

GRADUATION EXAM REMEDIATION

Other Operating Expense	4,958,910	4,958,910
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Prior to notification of local school corporations of the formula and components



of the formula for distributing funds for graduation exam remediation, review and approval of the formula and components shall be made by the budget agency. With the approval of the governor and the budget agency, the above appropriations for school assessment testing/remediation may be augmented from revenues accruing to the secondary market sale fund established by IC 20-12-21.2-10.

SPECIAL EDUCATION PRESCHOOL

Total Operating Expense	27,173,300	27,173,300
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The above appropriations shall be distributed to guarantee a minimum of \$2,750 per child enrolled in special education preschool programs from state and local sources in school corporations that levy the maximum special education tax rate for this purpose. It is the intent of the 2007 general assembly that the above appropriations for special education preschool shall be the total allowable expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

NON-ENGLISH SPEAKING PROGRAM

Other Operating Expense	6,929,246	6,965,055
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The above appropriations for the non-English speaking program are for pupils who have a primary language other than English and limited English proficiency, as determined by using a standard proficiency examination that has been approved by the department of education.

The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the 2007 general assembly that the above appropriations for the non-English speaking program shall be the total allowable state expenditure for the program. If the expected distributions are anticipated to exceed the total appropriations for the state fiscal year, the department of education shall reduce each school corporation's distribution proportionately.

GIFTED AND TALENTED EDUCATION PROGRAM

Personal Services	211,199	211,348
Other Operating Expense	5,625,138	5,624,992

DISTRIBUTION FOR ADULT VOCATIONAL EDUCATION

Total Operating Expense	250,000	250,000
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The distribution for adult vocational education programs shall be made in accordance with the state plan for vocational education.

PRIMETIME

Personal Services	172,564	172,566
Other Operating Expense	34,467	34,467

DRUG FREE SCHOOLS

Personal Services	52,360	52,361
Other Operating Expense	20,093	20,093



1 PROFESSIONAL DEVELOPMENT DISTRIBUTION

2 Other Operating Expense	13,812,500	13,812,500
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3

4 The foregoing appropriations for professional development distributions include schools
5 defined under IC 20-31-2-8.

6

7 ALTERNATIVE SCHOOLS

8 Total Operating Expense	6,380,059	6,380,319
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9

10 EDUCATIONAL TECHNOLOGY PROGRAM AND FUND
11 (INCLUDING 4R'S TECHNOLOGY GRANT PROGRAM)

12 Total Operating Expense	2,109,031	2,109,036
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13

14 Of the foregoing appropriations, \$825,000 shall be allocated to the buddy system
15 each state fiscal year during the biennium. The remaining amounts shall be allocated
16 for technology programs and resources for kindergarten through twelfth grade, and the
17 operation of the office of the special assistant to the superintendent of public
18 instruction for technology.

19

20 TECHNOLOGY PLAN GRANT PROGRAM (IC 20-20-13)

21 Total Operating Expense		5,000,000
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22

23 Notwithstanding IC 20-20-13-17, the department of education may adjust the grant
24 amount to reflect available funding.

25

26 PROFESSIONAL STANDARDS DIVISION

27 General Fund

28 Personal Services	1,053,602	1,054,199
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29 Other Operating Expense	262,900	1,762,303
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30 Professional Standards Board Licensing Fund

31 Total Operating Expense	2,400,000	900,000
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32 Augmentation allowed.

33

34 The above appropriations for the Professional Standards Division do not include funds
35 to pay stipends for mentor teachers.

36

37 FOR THE INDIANA STATE TEACHERS' RETIREMENT FUND

38 POSTRETIREMENT PENSION INCREASES

39 Other Operating Expense	52,784,909	55,952,004
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40

41 The appropriations for postretirement pension increases are made for those benefits
42 and adjustments provided in IC 5-10.4 and IC 5-10.2-5.

43

44 TEACHERS' RETIREMENT FUND DISTRIBUTION

45 Other Operating Expense	568,372,000	602,474,320
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46 Augmentation allowed.

47

48 If the amount actually required under the pre-1996 account of the teachers' retirement
49 fund for actual benefits for the Post Retirement Pension Increases that are funded



on a "pay as you go" basis plus the base benefits under the pre-1996 account of the teachers' retirement fund is:

- (1) greater than the above appropriations for a year, after notice to the governor and the budget agency of the deficiency, the above appropriation for the year shall be augmented from the general fund. Any augmentation shall be included in the required pension stabilization calculation under IC 5-10.4; or
- (2) less than the above appropriations for a year, the excess shall be retained in the general fund. The portion of the benefit funded by the annuity account and the actuarially funded Post Retirement Pension Increases shall not be part of this calculation.

C. OTHER EDUCATION

FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD

Personal Services	617,646	617,646
Other Operating Expense	68,940	68,940

PUBLIC EMPLOYEE RELATIONS BOARD

Total Operating Expense	32,550	32,550
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FOR THE STATE LIBRARY

Personal Services	2,867,740	2,869,750
Other Operating Expense	729,954	729,954

LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES

Other Operating Expense	20,000	20,000
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DISTRIBUTION TO PUBLIC LIBRARIES

Other Operating Expense	607,936	607,936
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The foregoing appropriations for distribution to public libraries shall be distributed among the public libraries of the state of Indiana under IC 4-23-7.1. However, a public library district that does not provide for the issuance of library cards free of charge or for a fee to all individuals who reside in the county in which that public library district is located shall not be considered an eligible public library district in determining the amounts to be distributed under IC 4-23-7.1 and is not entitled to a distribution under IC 4-23-7.1.

INDIANA COOPERATIVE LIBRARY SERVICES AUTHORITY

Total Operating Expense	2,408,848	2,408,848
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ACADEMY OF SCIENCE

Total Operating Expense	8,811	8,811
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FOR THE ARTS COMMISSION

Personal Services	406,217	406,217
Other Operating Expense	2,971,742	2,971,742

INDIANA ARTS COMMISSION TRUST FUND

Total Operating Expense		1,250,000
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The foregoing appropriation to the Indiana arts commission trust fund is to provide grants under IC 4-23-2.5 to:



(1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the Indiana arts commission; and
(2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the Indiana arts commission and its regional re-granting partners.

The money appropriated to the Indiana arts commission trust fund does not revert to the state general fund at the close of any state fiscal year but remains available to the Indiana arts commission until the purpose for which it was appropriated is fulfilled.

FOR THE HISTORICAL BUREAU

Personal Services	392,583	392,583
Other Operating Expense	6,875	6,875

HISTORICAL MARKER PROGRAM

Total Operating Expense		31,898
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FOR THE COMMISSION ON PROPRIETARY EDUCATION

Personal Services	447,806	448,129
Other Operating Expense	6,865	6,865

SECTION 10. [EFFECTIVE JULY 1, 2007]

DISTRIBUTIONS

FOR THE PROPERTY TAX REPLACEMENT FUND BOARD

Property Tax Replacement Fund (IC 6-1.1-21)

Total Operating Expense	2,082,509,197	2,143,509,197
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Notwithstanding IC 6-1.1-21, the foregoing appropriations (less the amount set aside for child services (as defined in IC 12-19-7-1) are the maximum amount that may be distributed. If the amount determined under IC 6-1.1-21 exceeds the amount appropriated, the board shall reduce the credit percentages proportionately so that the distributions equal the appropriation.

The above appropriation for the state fiscal year beginning July 1, 2007, and ending June 30, 2008, includes an amount equal to the amount that: (1) is necessary to pay the cost of child services (as defined in IC 12-19-7-1) provided in the period beginning January 1, 2008, and ending June 30, 2008; (2) is not paid from other sources of revenue; and (3) exceeds fifty percent (50%) of the lesser of the costs payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes) incurred by each county for child services (as defined in IC 12-19-7-1) provided in 2005 or provided in 2007, as determined by the department of child services.

The above appropriation for the state fiscal year beginning July 1, 2008, and ending June 30, 2009, includes an amount equal to the amount that: (1) is necessary to pay the cost of child services (as defined in IC 12-19-7-1) provided in the period beginning



July 1, 2008, and ending December 31, 2008; (2) is not paid from other sources of revenue; and (3) exceeds fifty percent (50%) of the lesser of the costs payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes) incurred by each county for child services (as defined in IC 12-19-7-1) provided in 2005 or provided in 2007, as determined by the department of child services, and an amount equal to the amount that: (1) is necessary to pay the cost of child services (as defined in IC 12-19-7-1) provided in the period beginning January 1, 2009, and ending June 30, 2009; (2) is not paid from other sources of revenue; and (3) exceeds fifty percent (50%) of the lesser of the costs payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes) incurred by each county for child services (as defined in IC 12-19-7-1) provided in 2005 or provided in 2007, as determined by the department of child services.

In addition to the purposes for the property tax replacement fund specified in IC 6-1.1-21, the property tax replacement fund board shall in each state fiscal year transfer from the state property tax replacement fund to the state general fund for use by the department of child services the amounts needed to pay the costs of child services (as defined in IC 12-19-7-1) that are payable from the above appropriation. Notwithstanding IC 4-13-2-20, the department of child services shall distribute to each county the amount needed by that county to pay the costs of child services (as defined in IC 12-19-7-1) that are payable from the above appropriation on a schedule that permits the county to pay claims for child services (as defined in IC 12-19-7-1) as they become due without issuing bonds or entering into a loan to raise necessary funds. If the amount available from the property tax replacement fund is insufficient to expend the total amount appropriated from the property tax replacement fund, the amount of any deficiency attributable to the costs of child services (as defined in IC 12-19-7-1) that are payable from the above appropriation shall be paid from the state general fund in the manner provided by IC 6-1.1-21-4 for other deficiencies related to the property tax replacement fund. Notwithstanding any other law, the budget agency may not transfer the appropriation for child services (as defined in IC 12-19-7-1) to any other purpose or withhold or reduce an allotment related to the distribution for child services (as defined in IC 12-19-7-1). The county shall use the money distributed under this paragraph for payments of child services (as defined in IC 12-19-7-1). The money distributed shall be treated as if the money were property taxes and shall be used to reduce the property tax levy that would otherwise be imposed under IC 12-19-7-4.

Notwithstanding any other law, except as specifically authorized in a law enacted by the general assembly after February 20, 2007, no officer or agency of the state, including the property tax replacement fund board, may make a distribution of money to political subdivisions to replace revenue lost from the granting of homestead credits under IC 6-1.1-20.9 and property tax replacement credits under IC 6-1.1-21-5 on any schedule other than the schedule specified in IC 6-1.1-21-10.

SECTION 11. [EFFECTIVE JULY 1, 2007]

The following allocations of federal funds are available for vocational and technical education under the Carl D. Perkins Vocational and Technical Education Act of 1998



(20 U.S.C. 2301, et seq. for Vocational and Technical Education) (20 U.S.C. 2371 for Tech Prep Education). These funds shall be received by the department of workforce development, commission on vocational and technical education, and shall be allocated by the budget agency after consultation with the commission on vocational and technical education, the department of education, the commission for higher education, and the department of correction. Funds shall be allocated to these agencies in accordance with the allocations specified below:

STATE PROGRAMS AND LEADERSHIP

2,655,188	2,655,188
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SECONDARY VOCATIONAL PROGRAMS

14,878,845	14,878,845
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POSTSECONDARY VOCATIONAL PROGRAMS

8,522,925	8,522,925
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TECHNOLOGY - PREPARATION EDUCATION

2,465,494	2,465,494
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SECTION 12. [EFFECTIVE JULY 1, 2007]

In accordance with IC 22-4.1-13, the budget agency, with the advice of the commission on vocational and technical education and the budget committee, may augment or reduce an allocation of federal funds made under SECTION 11 of this act.

SECTION 13. [EFFECTIVE JULY 1, 2007]

Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

SECTION 14. [EFFECTIVE JULY 1, 2007]

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established



by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of \$50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than \$90 for any twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance shall not be less than \$85 for any twenty-four (24) hour period; while traveling in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not be less than \$65 for any twenty-four (24) hour period.

In the case of the state supported institutions of postsecondary education, approval for out-of-state travel may be given by the chief executive officer of the institution, or the chief executive officer's authorized designee, for the chief executive officer's respective personnel.

Before reimbursing overnight travel expenses, the auditor of state shall require documentation as prescribed in the state travel policies and procedures established by the Indiana department of administration and the budget agency. No appropriation from any fund may be construed as authorizing the payment of any sum in excess of the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service when used in the discharge of state business. The Indiana department of administration and the budget agency may adopt policies and procedures relative to the reimbursement of travel and moving expenses of new state employees and the reimbursement of travel expenses of prospective employees who are invited to interview with the state.

SECTION 15. [EFFECTIVE JULY 1, 2007]

Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions, and councils who are entitled to a salary per diem is \$50 per day. However, members of boards, commissions, or councils who receive an annual or a monthly salary paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

SECTION 16. [EFFECTIVE JULY 1, 2007]

No payment for personal services shall be made by the auditor of state unless the payment has been approved by the budget agency or the designee of the budget agency.

SECTION 17. [EFFECTIVE JULY 1, 2007]

No warrant for operating expenses, capital outlay, or fixed charges shall be issued to any department or an institution unless the receipts of the department or institution have been deposited into the state treasury for the month. However, if a department or an institution has more than \$10,000 in daily receipts, the receipts shall be deposited into the state treasury daily.



SECTION 18. [EFFECTIVE JULY 1, 2007]

In case of loss by fire or any other cause involving any state institution or department, the proceeds derived from the settlement of any claim for the loss shall be deposited in the state treasury, and the amount deposited is hereby reappropriated to the institution or department for the purpose of replacing the loss. If it is determined that the loss shall not be replaced, any funds received from the settlement of a claim shall be deposited into the general fund.

SECTION 19. [EFFECTIVE JULY 1, 2007]

If an agency has computer equipment in excess of the needs of that agency, then the excess computer equipment may be sold under the provisions of surplus property sales, and the proceeds of the sale or sales shall be deposited in the state treasury. The amount so deposited is hereby reappropriated to that agency for other operating expenses of the then current year, if approved by the director of the budget agency.

SECTION 20. [EFFECTIVE JULY 1, 2007]

If any state penal or benevolent institution other than the Indiana state prison, Pendleton correctional facility, or Putnamville correctional facility shall, in the operation of its farms, produce products, or commodities in excess of the needs of the institution, the surplus may be sold through the division of industries and farms, the director of the supply division of the Indiana department of administration, or both. The proceeds of any such sale or sales shall be deposited in the state treasury. The amount deposited is hereby reappropriated to the institution for expenses of the then current year if approved by the director of the budget agency. The exchange between state penal and benevolent institutions of livestock for breeding purposes only is hereby authorized at valuations agreed upon between the superintendents or wardens of the institutions. Capital outlay expenditures may be made from the institutional industries and farms revolving fund if approved by the budget agency and the governor.

SECTION 21. [EFFECTIVE JULY 1, 2007]

This act does not authorize any rehabilitation and repairs to any state buildings, nor does it allow that any obligations be incurred for lands and structures, without the prior approval of the budget director or the director's designee. This SECTION does not apply to contracts for the state universities supported in whole or in part by state funds.

SECTION 22. [EFFECTIVE JULY 1, 2007]

If an agency has an annual appropriation fixed by law, and if the agency also receives an appropriation in this act for the same function or program, the appropriation in this act supersedes any other appropriations and is the total appropriation for the agency for that program or function.

SECTION 23. [EFFECTIVE JULY 1, 2007]



1
2 The balance of any appropriation or funds heretofore placed or remaining to the credit
3 of any division of the state of Indiana, and any appropriation or funds provided
4 in this act placed to the credit of any division of the state of Indiana, the powers,
5 duties, and functions whereof are assigned and transferred to any department for
6 salaries, maintenance, operation, construction, or other expenses in the exercise
7 of such powers, duties, and functions, shall be transferred to the credit of the
8 department to which such assignment and transfer is made, and the same shall be available
9 for the objects and purposes for which appropriated originally.

10
11 **SECTION 24. [EFFECTIVE JULY 1, 2007]**
12

13 The director of the division of procurement of the Indiana department of administration,
14 or any other person or agency authorized to make purchases of equipment, shall not
15 honor any requisition for the purchase of an automobile that is to be paid for from
16 any appropriation made by this act or any other act, unless the following facts are
17 shown to the satisfaction of the commissioner of the Indiana department of administration
18 or the commissioner's designee:

19 (1) In the case of an elected state officer, it shall be shown that the duties of
20 the office require driving about the state of Indiana in the performance of official
21 duty.

22 (2) In the case of department or commission heads, it shall be shown that the statutory
23 duties imposed in the discharge of the office require traveling a greater distance
24 than one thousand (1,000) miles each month or that they are subject to official duty
25 call at all times.

26 (3) In the case of employees, it shall be shown that the major portion of the duties
27 assigned to the employee require travel on state business in excess of one thousand
28 (1,000) miles each month, or that the vehicle is identified by the agency as an integral
29 part of the job assignment. In computing the number of miles required to be driven
30 by a department head or an employee, the distance between the individual's home and
31 office or designated official station is not to be considered as a part of the total.
32 Department heads shall annually submit justification for the continued assignment
33 of each vehicle in their department, which shall be reviewed by the commissioner
34 of the Indiana department of administration, or the commissioner's designee. There
35 shall be an insignia permanently affixed on each side of all state owned cars, designating
36 the cars as being state owned. However, this requirement does not apply to state
37 owned cars driven by elected state officials or to cases where the commissioner of
38 the Indiana department of administration or the commissioner's designee determines
39 that affixing insignia on state owned cars would hinder or handicap the persons driving
40 the cars in the performance of their official duties.

41
42 **SECTION 25. [EFFECTIVE JULY 1, 2007]**
43

44 When budget agency approval or review is required under this act, the budget agency
45 may refer to the budget committee any budgetary or fiscal matter for an advisory
46 recommendation. The budget committee may hold hearings and take any actions authorized
47 by IC 4-12-1-11, and may make an advisory recommendation to the budget agency.
48

49 **SECTION 26. [EFFECTIVE JULY 1, 2007]**



The governor of the state of Indiana is solely authorized to accept on behalf of the state any and all federal funds available to the state of Indiana. Federal funds received under this SECTION are appropriated for purposes specified by the federal government, subject to allotment by the budget agency. The provisions of this SECTION and all other SECTIONS concerning the acceptance, disbursement, review, and approval of any grant, loan, or gift made by the federal government or any other source to the state or its agencies and political subdivisions shall apply, notwithstanding any other law.

SECTION 27. [EFFECTIVE JULY 1, 2007]

Federal funds received as revenue by a state agency or department are not available to the agency or department for expenditure until allotment has been made by the budget agency under IC 4-12-1-12(d).

SECTION 28. [EFFECTIVE JULY 1, 2007]

A contract or an agreement for personal services or other services may not be entered into by any agency or department of state government without the approval of the budget agency or the designee of the budget director.

SECTION 29. [EFFECTIVE JULY 1, 2007]

Except in those cases where a specific appropriation has been made to cover the payments for any of the following, the auditor of state shall transfer, from the personal services appropriations for each of the various agencies and departments, necessary payments for Social Security, public employees' retirement, health insurance, life insurance, and any other similar payments directed by the budget agency.

SECTION 30. [EFFECTIVE JULY 1, 2007]

Subject to SECTION 25 of this act as it relates to the budget committee, the budget agency with the approval of the governor may withhold allotments of any or all appropriations contained in this act for the 2007-2009 biennium, if it is considered necessary to do so in order to prevent a deficit financial situation.

SECTION 31. [EFFECTIVE JULY 1, 2006 (RETROACTIVE)]

The following deficiency appropriation for the state fiscal year beginning July 1, 2006, and ending June 30, 2007, is made in addition to the appropriations in P.L.246-2005, SECTION 9:

**FOR THE DEPARTMENT OF EDUCATION
DISTRIBUTION FOR TUITION SUPPORT
General Fund**

Total Operating Expense	56,100,000
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The deficiency appropriation made by this SECTION is not subject to transfer to any other fund or subject to transfer, assignment, or reassignment for any other use



or purpose by the state board of finance, notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23, or by the budget agency, notwithstanding IC 4-12-1-12, or any other law.

SECTION 32. [EFFECTIVE JULY 1, 2007]

CONSTRUCTION

For the 2007-2009 biennium, the following amounts, from the funds listed as follows, are hereby appropriated to provide for the construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties, capital lease rentals and the purchase and sale of land, including equipment for such properties and other projects as specified.

State General Fund - Lease Rentals	
	192,901,910
State General Fund - Construction	
	264,389,919
State Police Building Commission Fund (IC 9-29-1-4)	
	6,200,000
Law Enforcement Academy Building Fund (IC 5-2-1-13)	
	1,319,300
Cigarette Tax Fund (IC 6-7-1-29.1)	
	3,600,000
Veterans' Home Building Fund (IC 10-17-9-7)	
	5,269,167
Postwar Construction Fund (IC 7.1-4-8-1)	
	30,560,000
Regional Health Care Construction Account (IC 4-12-8.5)	
	11,964,998
Build Indiana Fund (IC 4-30-17)	
	889,490
TOTAL	517,094,784

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

A. GENERAL GOVERNMENT

FOR THE HOUSE OF REPRESENTATIVES

Repair and Rehabilitation	425,000
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FOR THE SENATE

Senate Renovation	1,500,000
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FOR THE STATE BUDGET AGENCY



1	Health and safety contingency	5,000,000
2	Aviation Technology Center	2,428,284
3	Airport Facilities Lease	52,991,552
4		
5	DEPARTMENT OF ADMINISTRATION - PROJECTS	
6	Preventive Maintenance	6,691,790
7	Repair and Rehabilitation	13,905,000
8	DEPARTMENT OF ADMINISTRATION - LEASES	
9	General Fund	
10	Lease - Government Center North	24,111,955
11	Lease - Government Center South	29,631,910
12	Lease -State Museum	15,234,934
13	Lease -McCarty Street Warehouse	1,458,200
14	Lease -Parking Garages	10,061,358
15	Lease -Toxicology Lab	11,070,106
16	Lease -Wabash Valley Correctional	26,229,390
17	Lease -Rockville Correctional	11,040,071
18	Lease -Miami Correctional	30,570,823
19	Lease -Pendleton Juvenile Correctional	10,064,168
20	Lease -New Castle Correctional	23,428,995
21	Regional Health Care Construction Account (IC 4-12-8.5)	
22	Lease -Evansville State Hospital	3,284,468
23	Lease -Southeast Regional Treatment	5,297,588
24	Lease -Logansport State Hospital	3,382,942
25		
26	B. PUBLIC SAFETY	
27		
28	(1) LAW ENFORCEMENT	
29		
30	INDIANA STATE POLICE	
31	State Police Building Commission Fund (IC 9-29-1-4)	
32	Preventive Maintenance	1,015,000
33	Repair and Rehabilitation	5,185,000
34		
35	LAW ENFORCEMENT TRAINING BOARD	
36	Law Enforcement Academy Building Fund (IC 5-2-1-13)	
37	Preventive Maintenance	936,000
38	Repair and Rehabilitation	383,300
39	ADJUTANT GENERAL	
40	Preventive Maintenance	250,000
41	Repair and Rehabilitation	1,650,000
42		
43	(2) CORRECTIONS	
44		
45	DEPARTMENT OF CORRECTION - PROJECTS	
46	Postwar Construction Fund (IC 7.1-4-8-1)	
47	Environmental Response	150,000
48	Repair and Rehabilitation	200,000
49	CORRECTIONAL UNITS	



1	Preventive Maintenance	1,515,598
2	Postwar Construction Fund (IC 7.1-4-8-1)	
3	Administration/Program Bldg.-Henryville	100,000
4	Repair and Rehabilitation	400,000
5	STATE PRISON	
6	Preventive Maintenance	954,492
7	Postwar Construction Fund (IC 7.1-4-8-1)	
8	Repair and Rehabilitation	5,200,000
9	PENDLETON CORRECTIONAL FACILITY	
10	Preventive Maintenance	1,257,064
11	Postwar Construction Fund (IC 7.1-4-8-1)	
12	Repair and Rehabilitation	1,200,000
13	WOMEN'S PRISON	
14	Preventive Maintenance	538,832
15	Postwar Construction Fund (IC 7.1-4-8-1)	
16	Repair and Rehabilitation	100,000
17	NEW CASTLE CORRECTIONAL FACILITY	
18	Preventive Maintenance	350,388
19	PUTNAMVILLE CORRECTIONAL FACILITY	
20	Preventive Maintenance	864,822
21	Postwar Construction Fund (IC 7.1-4-8-1)	
22	Central Water Softener System	300,000
23	Repair and Rehabilitation	140,000
24	PLAINFIELD EDUCATION RE-ENTRY FACILITY	
25	Preventive Maintenance	322,804
26	INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY	
27	Preventive Maintenance	395,510
28	Postwar Construction Fund (IC 7.1-4-8-1)	
29	Repair and Rehabilitation	100,000
30	BRANCHVILLE CORRECTIONAL FACILITY	
31	Preventive Maintenance	272,932
32	Postwar Construction Fund (IC 7.1-4-8-1)	
33	Education building addition	1,800,000
34	WESTVILLE CORRECTIONAL FACILITY	
35	Preventive Maintenance	806,330
36	Postwar Construction Fund (IC 7.1-4-8-1)	
37	Repair and Rehabilitation	3,500,000
38	ROCKVILLE CORRECTIONAL FACILITY	
39	Preventive Maintenance	357,296
40	PLAINFIELD CORRECTIONAL FACILITY	
41	Preventive Maintenance	663,704
42	Postwar Construction Fund (IC 7.1-4-8-1)	
43	Steam distribution center	12,000,000
44	Repair and Rehabilitation	420,000
45	RECEPTION-DIAGNOSTIC CENTER	
46	Preventive Maintenance	214,464
47	Postwar Construction Fund (IC 7.1-4-8-1)	
48	Fire egress stairwell	400,000
49	CORRECTIONAL INDUSTRIAL FACILITY	



1	Preventive Maintenance	584,172
2	Postwar Construction Fund (IC 7.1-4-8-1)	
3	Repair and Rehabilitation	750,000
4	WORK RELEASE CENTERS	
5	Preventive Maintenance	76,828
6	WABASH VALLEY CORRECTIONAL FACILITY	
7	Preventive Maintenance	608,820
8	Postwar Construction Fund (IC 7.1-4-8-1)	
9	Repair and Rehabilitation	2,800,000
10	MIAMI CORRECTIONAL FACILITY	
11	Preventive Maintenance	664,560
12	PENDLETON JUVENILE CORRECTIONAL FACILITY	
13	Preventive Maintenance	228,738
14		
15	C. CONSERVATION AND ENVIRONMENT	
16		
17	DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION	
18	Preventive Maintenance	300,000
19	Repair and Rehabilitation	1,500,000
20	FISH AND WILDLIFE	
21	Preventive Maintenance	2,000,000
22	Repair and Rehabilitation	4,500,000
23	FORESTRY	
24	Preventive Maintenance	2,000,000
25	Repair and Rehabilitation	6,500,000
26	MUSEUMS AND HISTORIC SITES	
27	Preventive Maintenance	365,559
28	Repair and Rehabilitation	4,500,000
29	Tippecanoe Battlefield - Fence Restoration	430,000
30	NATURE PRESERVES	
31	Preventive Maintenance	200,000
32	Repair and Rehabilitation	1,350,000
33	OUTDOOR RECREATION	
34	Preventive Maintenance	50,000
35	Repair and Rehabilitation	375,000
36	STATE PARKS AND RESERVOIR MANAGEMENT	
37	Preventive Maintenance	2,900,000
38	Repair and Rehabilitation	29,000,000
39	Cigarette Tax Fund (IC 6-7-1-29.1)	
40	Preventive Maintenance	3,600,000
41	DIVISION OF WATER	
42	Preventive Maintenance	250,000
43	Repair and Rehabilitation	8,925,000
44	Dredging of Cedar Lake in Lake County	2,000,000
45	ENFORCEMENT	
46	Preventive Maintenance	250,000
47	STATE MUSEUM	
48	Preventive Maintenance	650,000
49	Repair and Rehabilitation	300,000



1	OIL AND GAS	
2	Repair and Rehabilitation	400,000
3	ENTOMOLOGY	
4	Repair and Rehabilitation	1,000,000
5	WHITE RIVER STATE PARK	
6	Preventive Maintenance	500,000
7	Repair and Rehabilitation	480,000
8	WAR MEMORIALS COMMISSION	
9	Preventive Maintenance	1,512,094
10	Civil War Battle Flags	238,500
11	Repair and Rehabilitation	815,300
12	LITTLE CALUMET RIVER BASIN COMMISSION	
13	Repair and Rehabilitation	2,000,000
14		
15	D. TRANSPORTATION	
16		
17	AIRPORT DEVELOPMENT	
18	Airport Development	2,400,000
19		
20	The foregoing allocation for the Indiana department of transportation is for airport	
21	development and shall be used for the purpose of assisting local airport authorities	
22	and local units of government in matching available federal funds under the airport	
23	improvement program and for matching federal grants for airport planning and for	
24	the other airport studies. Matching grants of aid shall be made in accordance with	
25	the approved annual capital improvements program of the Indiana department of	
26	transportation and with the approval of the governor and the budget agency.	
27		
28	E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS	
29		
30	(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION	
31		
32	FSSA CONSTRUCTION	
33	Repair and Rehabilitation	1,000,000
34	EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER	
35	Preventive Maintenance	45,000
36	Repair and Rehabilitation	100,000
37	EVANSVILLE STATE HOSPITAL	
38	Preventive Maintenance	500,000
39	Consult/Design for Forensic Pts.	100,000
40	Repair and Rehabilitation	858,000
41	MADISON STATE HOSPITAL	
42	Preventive Maintenance	971,409
43	LOGANSPOUT STATE HOSPITAL	
44	Preventive Maintenance	963,144
45	Repair and Rehabilitation	4,228,000
46	RICHMOND STATE HOSPITAL	
47	Preventive Maintenance	1,210,724
48	Operational Support Building	649,250
49	Repair and Rehabilitation	3,329,000



1	LARUE CARTER MEMORIAL HOSPITAL	
2	Preventive Maintenance	5,000,000
3		
4	(2) PUBLIC HEALTH	
5		
6	DEPARTMENT OF HEALTH	
7	Preventive Maintenance	15,303
8	Repair and Rehabilitation	1,684,697
9	SCHOOL FOR THE BLIND	
10	Preventive Maintenance	565,714
11	Repair and Rehabilitation	2,964,671
12	SCHOOL FOR THE DEAF	
13	Preventive Maintenance	553,120
14	Repair and Rehabilitation	3,046,357
15	SOLDIERS' AND SAILORS' CHILDREN'S HOME	
16	Preventive Maintenance	400,000
17	Repair and Rehabilitation	925,000
18		
19	(3) VETERANS' AFFAIRS	
20		
21	INDIANA VETERANS' HOME	
22	Veterans' Home Building Fund (IC 10-17-9-7)	
23	Preventive Maintenance	1,000,000
24	Replacement of Busses	485,000
25	Repair and Rehabilitation	3,784,167
26		
27	F. EDUCATION	
28		
29	HIGHER EDUCATION	
30		
31	INDIANA UNIVERSITY - TOTAL SYSTEM	
32	General Repair and Rehab	25,202,564
33	PURDUE UNIVERSITY - TOTAL SYSTEM	
34	General Repair and Rehab	19,777,318
35	INDIANA STATE UNIVERSITY	
36	General Repair and Rehab	4,681,980
37	UNIVERSITY OF SOUTHERN INDIANA	
38	General Repair and Rehab	1,121,925
39	BALL STATE UNIVERSITY	
40	General Repair and Rehab	6,726,301
41	VINCENNES UNIVERSITY	
42	General Repair and Rehab	2,272,968
43	IVY TECH COMMUNITY COLLEGE	
44	General Repair and Rehab	2,287,041
45		
46	G. OTHER PROJECTS	
47	MARTIN COUNTY 4-H BOARD	
48	Build Indiana Fund (IC 4-30-17)	
49	Martin County Community Building	39,490



1 The above appropriation shall be paid from funds remaining after the transfers required
2 under IC 4-30-17-3.5.

3
4 **DEPARTMENT OF NATURAL RESOURCES**

5 **Build Indiana Fund (IC 4-30-17)**

6 **Lake Shafer & Lake Freeman Dredging** 850,000

7
8 The above appropriation shall be paid from funds remaining after the transfers required
9 under IC 4-30-17-3.5.

10
11 **DEPARTMENT OF CORRECTION**

12 **Postwar Construction Fund (IC 7.1-4-8-1)**

13 **Rockville Sewer Upgrade Serving**
14 **the Rockville Correctional Facility** 1,000,000

15
16 **SECTION 33. [EFFECTIVE JULY 1, 2007]**

17
18 The budget agency may employ one (1) or more architects or engineers to inspect
19 construction, rehabilitation, and repair projects covered by the appropriations in
20 this act or previous acts.

21
22 **SECTION 34. [EFFECTIVE JULY 1, 2007]**

23
24 If any part of a construction or rehabilitation and repair appropriation made by
25 this act or any previous acts has not been allotted or encumbered before the expiration
26 of two (2) biennia, the budget agency may determine that the balance of the appropriation
27 is not available for allotment. The appropriation may be terminated, and the balance
28 may revert to the fund from which the original appropriation was made.

29
30 **SECTION 35. [EFFECTIVE UPON PASSAGE]**

31
32 The budget agency may retain balances in the mental health fund at the end of any
33 fiscal year to ensure there are sufficient funds to meet the service needs of the
34 developmentally disabled and the mentally ill in any year.

35
36 **SECTION 36. [EFFECTIVE JULY 1, 2007]**

37
38 If the budget director determines at any time during the biennium that the executive branch
39 of state government cannot meet its statutory obligations due to insufficient funds in the general
40 fund, then notwithstanding IC 4-10-18, the budget agency, with the approval of the governor and
41 after review by the budget committee, may transfer from the counter-cyclical revenue and
42 economic stabilization fund to the general fund an amount necessary to maintain a positive
43 balance in the general fund.

44
45 **SECTION 37. IC 2-5-1.1-20 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO**
46 **READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. (a) The legislative services agency**
47 **shall do the following:**

48 **(1) Annually review changes to tax laws in Indiana and other states that were enacted in the**



preceding year.

(2) Annually analyze and evaluate Indiana's tax laws compared with the tax laws of:

(A) the other states in the Midwest; and

(B) other states.

(3) Not later than June 1, 2009, and June 1 of each year thereafter, present a comprehensive report containing the results of the review and comparison conducted under this subsection to the governor and the legislative council.

(b) The legislative services agency may do the following to carry out subsection (a):

(1) Solicit information from:

(A) private individuals and entities;

(B) tax policy experts; and

(C) any other source considered appropriate by the legislative services agency.

(2) Pay any travel expenses, per diem, and expert witness fees for individuals or entities providing information solicited under subdivision (1).

(3) Contract with one (1) or more individuals or entities to carry out any part of the requirements in subsection (a).

SECTION 38. IC 2-5-1.3 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 1.3. General Accountability Office

Sec. 1. As used in this chapter, "appointing authority" refers to the speaker of the house of representatives and the president pro tempore of the senate acting jointly.

Sec. 2. As used in this chapter, "comptroller general" refers to the head of the office appointed under section 7 of this chapter.

Sec. 3. As used in this chapter, "office" refers to the general accountability office established by section 6 of this chapter.

Sec. 4. As used in this chapter, "privatization" refers to the transfer to a private sector person of a program currently provided or performed directly by the employees of a state agency.

Sec. 5. As used in this chapter, "privatization contract" refers to a contract entered into by a state agency with a private sector person for the privatization of a program. The term does not include contracting with a private sector person to provide services on a temporary or an emergency basis.

Sec. 6. The general accountability office is established as an agency of the general assembly.

Sec. 7. (a) The appointing authority shall appoint an individual to be the comptroller general.

(b) The individual appointed as comptroller general serves at the pleasure of the appointing authority.

(c) The comptroller general is the administrative head of the general accountability office.

Sec. 8. The office shall do the following:

(1) At the request of a member of the general assembly, review and audit entities:

(A) established by law; or

(B) that receive money derived from appropriations made by the general assembly.

(2) Evaluate programs established by Indiana law as directed by the appointing authority.

(3) Review all privatization contracts entered into after December 31, 2004, as directed by the appointing authority.

Sec. 9. The office shall publish reports of its audits and evaluations as directed by the appointing authority.

SECTION 39. IC 4-4-10.9-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 1.** The definitions in this chapter apply throughout this chapter, IC 4-4-11, IC 4-4-11.7, and IC 4-4-31.



1 SECTION 40. IC 4-4-11-15, AS AMENDED BY P.L.181-2006, SECTION 1, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 15. (a) The authority is granted all powers
3 necessary or appropriate to carry out and effectuate its public and corporate purposes under the
4 affected statutes, including but not limited to the following:

5 (1) Have perpetual succession as a body politic and corporate and an independent instrumentality
6 exercising essential public functions.

7 (2) Without complying with IC 4-22-2, adopt, amend, and repeal bylaws, rules, guidelines, and
8 policies not inconsistent with the affected statutes, and necessary or convenient to regulate its
9 affairs and to carry into effect the powers, duties, and purposes of the authority and conduct its
10 business under the affected statutes. These bylaws, rules, guidelines, and policies must be made
11 by a resolution of the authority introduced at one (1) meeting and approved at a subsequent
12 meeting of the authority.

13 (3) Sue and be sued in its own name.

14 (4) Have an official seal and alter it at will.

15 (5) Maintain an office or offices at a place or places within the state as it may designate.

16 (6) Make, execute, and enforce contracts and all other instruments necessary, convenient, or
17 desirable for the purposes of the authority or pertaining to:

18 (A) a purchase, acquisition, or sale of securities or other investments; or

19 (B) the performance of the authority's duties and execution of any of the authority's powers
20 under the affected statutes.

21 (7) Employ architects, engineers, attorneys, inspectors, accountants, agriculture experts,
22 silviculture experts, aquaculture experts, and financial experts, and such other advisors,
23 consultants, and agents as may be necessary in its judgment and to fix their compensation.

24 (8) Procure insurance against any loss in connection with its property and other assets, including
25 loans and loan notes in amounts and from insurers as it may consider advisable.

26 (9) Borrow money, make guaranties, issue bonds, and otherwise incur indebtedness for any of
27 the authority's purposes, and issue debentures, notes, or other evidences of indebtedness, whether
28 secured or unsecured, to any person, as provided by the affected statutes. Notwithstanding any
29 other law, the:

30 (A) issuance by the authority of any indebtedness that establishes a procedure for the authority
31 or a person acting on behalf of the authority to certify to the general assembly the amount
32 needed to restore a debt service reserve fund or another fund to required levels; or

33 (B) execution by the authority of any other agreement that creates a moral obligation of the
34 state to pay all or part of any indebtedness issued by the authority;

35 is subject to review by the budget committee and approval by the budget director.

36 (10) Procure insurance or guaranties from any public or private entities, including any
37 department, agency, or instrumentality of the United States, for payment of any bonds issued by
38 the authority or for reinsurance on amounts paid from the industrial development project guaranty
39 fund, including the power to pay premiums on any insurance or reinsurance.

40 (11) Purchase, receive, take by grant, gift, devise, bequest, or otherwise, and accept, from any
41 source, aid or contributions of money, property, labor, or other things of value to be held, used,
42 and applied to carry out the purposes of the affected statutes, subject to the conditions upon
43 which the grants or contributions are made, including but not limited to gifts or grants from any
44 department, agency, or instrumentality of the United States, and lease or otherwise acquire, own,
45 hold, improve, employ, use, and otherwise deal in and with real or personal property or any
46 interest in real or personal property, wherever situated, for any purpose consistent with the
47 affected statutes.

48 (12) Enter into agreements with any department, agency, or instrumentality of the United States



1 or this state and with lenders and enter into loan agreements, sales contracts, and leases with
2 contracting parties, including participants (as defined in IC 13-11-2-151.1) for any purpose
3 permitted under IC 13-18-13 or IC 13-18-21, borrowers, lenders, developers, or users, for the
4 purpose of planning, regulating, and providing for the financing and refinancing of any
5 agricultural enterprise (as defined in IC 15-7-4.9-2), rural development project (as defined in
6 IC 15-7-4.9-19.5), industrial development project, purpose permitted under IC 13-18-13 and
7 IC 13-18-21, or international exports, and distribute data and information concerning the
8 encouragement and improvement of agricultural enterprises and agricultural employment, rural
9 development projects, industrial development projects, international exports, and other types of
10 employment in the state undertaken with the assistance of the authority under this chapter.

11 (13) Enter into contracts or agreements with lenders and lessors for the servicing and processing
12 of loans and leases pursuant to the affected statutes.

13 (14) Provide technical assistance to local public bodies and to profit and nonprofit entities in the
14 development or operation of agricultural enterprises, rural development projects, and industrial
15 development projects.

16 (15) To the extent permitted under its contract with the holders of the bonds of the authority,
17 consent to any modification with respect to the rate of interest, time, and payment of any
18 installment of principal or interest, or any other term of any contract, loan, loan note, loan note
19 commitment, contract, lease, or agreement of any kind to which the authority is a party.

20 (16) To the extent permitted under its contract with the holders of bonds of the authority, enter
21 into contracts with any lender containing provisions enabling it to reduce the rental or carrying
22 charges to persons unable to pay the regular schedule of charges when, by reason of other income
23 or payment by any department, agency, or instrumentality of the United States of America or of
24 this state, the reduction can be made without jeopardizing the economic stability of the
25 agricultural enterprise, rural development project, or industrial development project being
26 financed.

27 (17) Notwithstanding IC 5-13, but subject to the requirements of any trust agreement entered into
28 by the authority, invest:

29 (A) the authority's money, funds, and accounts;

30 (B) any money, funds, and accounts in the authority's custody; and

31 (C) proceeds of bonds or notes;

32 in the manner provided by an investment policy established by resolution of the authority.

33 (18) Fix and revise periodically, and charge and collect, fees and charges as the authority
34 determines to be reasonable in connection with:

35 (A) the authority's loans, guarantees, advances, insurance, commitments, and servicing; and

36 (B) the use of the authority's services or facilities.

37 (19) Cooperate and exchange services, personnel, and information with any federal, state, or local
38 government agency, or instrumentality of the United States or this state.

39 (20) Sell, at public or private sale, with or without public bidding, any loan or other obligation
40 held by the authority.

41 (21) Enter into agreements concerning, and acquire, hold, and dispose by any lawful means, land
42 or interests in land, building improvements, structures, personal property, franchises, patents,
43 accounts receivable, loans, assignments, guarantees, and insurance needed for the purposes of
44 the affected statutes.

45 (22) Take assignments of accounts receivable, loans, guarantees, insurance, notes, mortgages,
46 security agreements securing notes, and other forms of security, attach, seize, or take title by
47 foreclosure or conveyance to any industrial development project when a guaranteed loan thereon
48 is clearly in default and when in the opinion of the authority such acquisition is necessary to



1 safeguard the industrial development project guaranty fund, and sell, or on a temporary basis,
2 lease or rent such industrial development project for any use.

3 (23) Expend money, as the authority considers appropriate, from the industrial development
4 project guaranty fund created by section 16 of this chapter.

5 (24) Purchase, lease as lessee, construct, remodel, rebuild, enlarge, or substantially improve
6 industrial development projects, including land, machinery, equipment, or any combination
7 thereof.

8 (25) Lease industrial development projects to users or developers, with or without an option to
9 purchase.

10 (26) Sell industrial development projects to users or developers, for consideration to be paid in
11 installments or otherwise.

12 (27) Make direct loans from the proceeds of the bonds to users or developers for:

13 (A) the cost of acquisition, construction, or installation of industrial development projects,
14 including land, machinery, equipment, or any combination thereof; or

15 (B) eligible expenditures for an educational facility project described in IC 4-4-10.9-6.2(a)(2);
16 with the loans to be secured by the pledge of one (1) or more bonds, notes, warrants, or other
17 secured or unsecured debt obligations of the users or developers.

18 (28) Lend or deposit the proceeds of bonds to or with a lender for the purpose of furnishing funds
19 to such lender to be used for making a loan to a developer or user for the financing of industrial
20 development projects under this chapter.

21 (29) Enter into agreements with users or developers to allow the users or developers, directly or
22 as agents for the authority, to wholly or partially construct industrial development projects to be
23 leased from or to be acquired by the authority.

24 (30) Establish reserves from the proceeds of the sale of bonds, other funds, or both, in the amount
25 determined to be necessary by the authority to secure the payment of the principal and interest
26 on the bonds.

27 (31) Adopt rules and guidelines governing its activities authorized under the affected statutes.

28 (32) Use the proceeds of bonds to make guaranteed participating loans.

29 (33) Purchase, discount, sell, and negotiate, with or without guaranty, notes and other evidences
30 of indebtedness.

31 (34) Sell and guarantee securities.

32 (35) Make guaranteed participating loans under IC 4-4-21-26.

33 (36) Procure insurance to guarantee, insure, coinsure, and reinsure against political and
34 commercial risk of loss, and any other insurance the authority considers necessary, including
35 insurance to secure the payment of principal and interest on notes or other obligations of the
36 authority.

37 (37) Provide performance bond guarantees to support eligible export loan transactions, subject
38 to the terms of the affected statutes.

39 (38) Provide financial counseling services to Indiana exporters.

40 (39) Accept gifts, grants, or loans from, and enter into contracts or other transactions with, any
41 federal or state agency, municipality, private organization, or other source.

42 (40) Sell, convey, lease, exchange, transfer, or otherwise dispose of property or any interest in
43 property, wherever the property is located.

44 (41) Cooperate with other public and private organizations to promote export trade activities in
45 Indiana.

46 (42) Make guarantees and administer the agricultural loan and rural development project
47 guarantee fund established by IC 15-7-5.

48 (43) Take assignments of notes and mortgages and security agreements securing notes and other



forms of security, and attach, seize, or take title by foreclosure or conveyance to any agricultural enterprise or rural development project when a guaranteed loan to the enterprise or rural development project is clearly in default and when in the opinion of the authority the acquisition is necessary to safeguard the agricultural loan and rural development project guarantee fund, and sell, or on a temporary basis, lease or rent the agricultural enterprise or rural development project for any use.

(44) Expend money, as the authority considers appropriate, from the agricultural loan and rural development project guarantee fund created by IC 15-7-5-19.5.

(45) Reimburse from bond proceeds expenditures for industrial development projects under this chapter.

(46) Acquire, hold, use, and dispose of the authority's income, revenues, funds, and money.

(47) Purchase, acquire, or hold debt securities or other investments for the authority's own account at prices and in a manner the authority considers advisable, and sell or otherwise dispose of those securities or investments at prices without relation to cost and in a manner the authority considers advisable.

(48) Fix and establish terms and provisions with respect to:

(A) a purchase of securities by the authority, including dates and maturities of the securities;

(B) redemption or payment before maturity; and

(C) any other matters that in connection with the purchase are necessary, desirable, or advisable in the judgment of the authority.

(49) To the extent permitted under the authority's contracts with the holders of bonds or notes, amend, modify, and supplement any provision or term of:

(A) a bond, a note, or any other obligation of the authority; or

(B) any agreement or contract of any kind to which the authority is a party.

(50) Subject to the authority's investment policy, do any act and enter into any agreement pertaining to a swap agreement (as defined in IC 8-9.5-9-4) related to the purposes of the affected statutes in accordance with IC 8-9.5-9-5 and IC 8-9.5-9-7, whether the action is incidental to the issuance, carrying, or securing of bonds or otherwise.

(51) Construct or reconstruct a water project and lease the water project to the department of natural resources under IC 4-4-11.7.

~~(51)~~ **(52)** Do any act necessary or convenient to the exercise of the powers granted by the affected statutes, or reasonably implied from those statutes, including but not limited to compliance with requirements of federal law imposed from time to time for the issuance of bonds.

(b) The authority's powers under this chapter shall be interpreted broadly to effectuate the purposes of this chapter and may not be construed as a limitation of powers. The omission of a power from the list in subsection (a) does not imply that the authority lacks that power. The authority may exercise any power that is not listed in subsection (a) but is consistent with the powers listed in subsection (a) to the extent that the power is not expressly denied by the Constitution of the State of Indiana or by another statute.

(c) This chapter does not authorize the financing of industrial development projects for a developer unless any written agreement that may exist between the developer and the user at the time of the bond resolution is fully disclosed to and approved by the authority.

(d) The authority shall work with and assist the Indiana health and educational facility financing authority established by IC 5-1-16-2, the Indiana housing and community development authority established by IC 5-20-1-3, the Indiana port commission established under IC 8-10-1, and the state fair commission established by IC 15-1.5-2-1 in the issuance of bonds, notes, or other indebtedness. The Indiana health and educational facility financing authority, the Indiana housing and community development authority, the Indiana port commission, and the state fair commission shall work with



1 and cooperate with the authority in connection with the issuance of bonds, notes, or other
2 indebtedness.

3 SECTION 41. IC 4-4-11-15.6, AS ADDED BY P.L.214-2005, SECTION 1, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 15.6. In addition to the powers listed in
5 section 15 of this chapter, the authority may:

6 (1) issue bonds under terms and conditions determined by the authority and use the proceeds of
7 the bonds to acquire obligations issued by any entity authorized to acquire, finance, construct,
8 or lease capital improvements under IC 5-1-17; and

9 (2) issue bonds under terms and conditions determined by the authority and use the proceeds of
10 the bonds to acquire any obligations issued by the northwest Indiana regional development
11 authority established by IC 36-7.5-2-1; and

12 **(3) issue bonds under terms and conditions determined by the authority and use the**
13 **proceeds of the bonds to construct or reconstruct a water project, acquire or provide a site**
14 **for a water project, or pay any other costs of a water project under IC 4-4-11.7.**

15 SECTION 42. IC 4-4-11.7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

17 **Chapter 11.7. Construction and Financing of Water Projects**

18 **Sec. 1. As used in this chapter, "cost of a water project" means the cost of construction,**
19 **reconstruction, equipment, lands, property rights, easements, financing charges, interest cost**
20 **during construction, engineering and legal services, plans, specifications, surveys, cost estimates,**
21 **studies, and other expenses as may be necessary or incident to the development, construction,**
22 **financing, and placing in operation of a water project.**

23 **Sec. 2. As used in this chapter, "water project" means any infrastructure, improvements, or**
24 **facilities, including dams, reservoirs, water storage facilities, pumps, or transmission mains, that**
25 **can be used to provide water to:**

26 (1) an economic development project that the Indiana economic development corporation
27 estimates will employ at least two thousand (2,000) persons; and

28 (2) the communities surrounding the site of the economic development project described
29 in subdivision (1).

30 **Sec. 3. As used in this chapter, "department" refers to the department of natural resources.**

31 **Sec. 4. (a) The authority:**

32 (1) shall construct or reconstruct a water project and lease the water project to the
33 department; and

34 (2) may issue bonds;

35 **as provided in this chapter.**

36 **(b) Except as otherwise provided in this chapter, the authority may exercise the powers set**
37 **forth in IC 4-4-11 in carrying out this chapter.**

38 **Sec. 5. (a) For the purpose of providing funds to carry out this chapter with respect to:**

39 (1) the construction or reconstruction of the water project;

40 (2) acquiring or providing a site for the water project;

41 (3) paying any other cost of the water project; or

42 (4) the refunding of any bonds issued under this chapter;

43 **the authority may, by resolution, issue and sell bonds of the authority, in an amount not to**
44 **exceed thirty million dollars (\$30,000,000).**

45 **(b) Bonds issued by the authority under this chapter are payable solely from:**

46 (1) the lease rentals from the lease of the water project for which the bonds were issued,
47 insurance proceeds, and any other funds of the authority pledged or available; and

48 (2) any revenues from the water project.



1 (c) This chapter contains full and complete authority for the issuance of bonds by the
2 authority. No law, procedure, proceedings, publications, notices, consents, approvals, orders, or
3 acts by the authority or any officer, department, agency, or instrumentality of the state are
4 required to issue any bonds, except as required by this chapter.

5 Sec. 6. (a) A lease entered into under this chapter by the authority and the department
6 concerning a water project must include the following:

7 (1) A provision plainly stating that the lease does not constitute an indebtedness of the state
8 within the meaning or application of any constitutional provision or limitation, and that
9 lease rentals are payable by the department solely from biennial appropriations, for the
10 actual use or availability for use of a water project provided by the authority, with payment
11 beginning not earlier than the time the use or availability of the water project commences.

12 (2) Provisions requiring the department to make lease rental payments at times and in
13 amounts sufficient to pay in full:

14 (A) the debt service payable under the terms of any bonds or notes issued by the
15 authority and outstanding with respect to the water project, including any required
16 additions to reserves for the bonds or notes maintained by the authority; and

17 (B) additional lease rental payments as provided by the lease;
18 subject to appropriation of money to pay lease rentals.

19 (3) Provisions requiring the department to operate and maintain the water project during
20 the term of the lease.

21 (4) A provision specifying the term of the lease, which may not exceed the estimated useful
22 life of the water project.

23 (5) A provision specifying that the department may purchase the water project upon the
24 terms stated in the lease during the term of the lease for a price equal to the amount
25 required to pay all indebtedness incurred on account of the water project, including
26 indebtedness incurred for the refunding of that indebtedness.

27 (6) A provision requiring the plans and specifications of the water project to be submitted
28 to and approved by all agencies of state government designated by law to review plans and
29 specifications concerning the components of the water project.

30 (b) A lease entered into under this section may contain other terms and conditions that the
31 authority and the department consider appropriate.

32 (c) A lease may be entered into by the authority and the department before the construction
33 or reconstruction of the water project.

34 (d) The department shall pay lease rentals for leases entered into under this chapter and
35 securing bonds issued by the authority under this chapter from appropriations made by the
36 general assembly and from any revenues from the water project.

37 (e) The department shall request in writing an appropriation for payment of lease rentals on
38 any lease entered into under this chapter at a time sufficiently in advance of the date for
39 payment of the lease rentals so that an appropriation may be made in the normal state
40 budgetary process.

41 (f) If the department fails at any time to pay to the authority when due any lease rentals on
42 any lease under this chapter, the chairman of the authority shall immediately report the unpaid
43 amount in writing to the governor and in an electronic format under IC 5-14-6 to the general
44 assembly.

45 Sec. 7. This chapter contains full and complete authority for leases between the authority and
46 the department. No law, procedure, proceedings, publications, notices, consents, approvals,
47 orders, or acts by the authority or the department or any other officer, department, agency, or
48 instrumentality of the state are required to enter leases under this chapter, except as required



1 by this chapter.

2 Sec. 8. (a) Bonds issued under this chapter by the authority are legal investments for private
3 trust funds and the funds of banks, trust companies, insurance companies, building and loan
4 associates, credit unions, savings banks, private banks, loan and trust and safe deposit
5 companies, rural loan and savings associations, guaranty loan and savings associations,
6 mortgage guaranty companies, small loan companies, industrial loan and investment companies,
7 and other financial institutions organized under Indiana law.

8 (b) An action to contest the validity of bonds to be issued under this chapter may not be
9 brought after the time limitations set forth in IC 5-1-14-13.

10 (c) The general assembly covenants that it will not repeal or amend this chapter in a manner
11 that would adversely affect or in any way impair the rights of owners of bonds issued under this
12 chapter.

13 Sec. 9. The department may sell, transfer, convey, or lease by any means any property to the
14 authority to carry out this chapter.

15 Sec. 10. The plans and specifications of the water project that will be constructed or
16 reconstructed by the authority and leased to the department must be submitted to and approved
17 by all governmental agencies designated by law to review and approve plans and specifications
18 for the components of the water project.

19 SECTION 43. IC 4-30-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
20 2007]: Sec. 1. (a) There is created a state lottery commission as a body politic and corporate separate
21 from the state.

22 (b) The commission is composed of five (5) members selected as provided in IC 4-30-4.

23 (c) The commission has the authority to sue and be sued in the name of the commission and to
24 adopt a commission seal and symbol.

25 (d) The commission shall supervise and administer the operation of the Indiana state lottery in
26 accordance with this article. **Except as specifically provided by this article, these functions may**
27 **not be delegated or contracted to another entity.**

28 SECTION 44. IC 4-30-8-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
29 PASSAGE]: Sec. 1. (a) The commission may enter into contracts for the purchase, lease, or
30 lease-purchase of goods or services necessary to carry out this article.

31 (b) The commission may not **enter into a management agreement or franchise agreement or**
32 **otherwise** contract with any person or entity:

33 (1) for the total operation and administration **or substantially all operation and administration**
34 of the lottery established by this article; **but may or**

35 (2) **to share or otherwise pay any part of the surplus revenue (as defined in IC 4-30-16-1)**
36 **to any person or entity that provides any operation or administration functions for the**
37 **lottery established by this article, other than the state.**

38 **The commission shall** enter into contracts and make purchases that integrate functions such as lottery
39 game design, supply of goods and services, and advertisement.

40 ~~(b)~~ (c) In all procurement decisions, the director, or the commission, if the commission chooses to
41 make the decision, shall take into account the particularly sensitive nature of the lottery and shall
42 consider the competence, quality of product, experience, and timely performance of the vendors in
43 order to promote and ensure security, honesty, fairness, and integrity in the operation and
44 administration of the lottery and the objective of raising net revenues for the benefit of the public
45 purposes described in this article.

46 SECTION 45. IC 4-33-6.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
47 2007]: Sec. 5. After selecting the most appropriate operating agent applicant, the commission may
48 enter into an operating agent contract with the person. The operating agent contract must comply with



1 this article and include the following terms and conditions:

2 (1) The operating agent must pay a nonrefundable initial fee of one million dollars (\$1,000,000)
3 to the commission. The fee must be deposited by the commission into the West Baden Springs
4 historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b).

5 (2) The operating agent must post a bond as required in section 6 of this chapter.

6 (3) The operating agent must implement flexible scheduling.

7 (4) The operating agent must locate the riverboat in a historic hotel district at a location approved
8 by ~~both the commission. and the historic hotel preservation commission established under~~
9 ~~IC 36-7-11.5.~~

10 (5) The operating agent must comply with any requirements concerning the exterior design of the
11 riverboat that are approved by ~~both the commission. and the historic hotel preservation~~
12 ~~commission established under IC 36-7-11.5.~~

13 (6) Notwithstanding any law limiting the maximum length of contracts:

14 (A) the initial term of the contract may not exceed twenty (20) years; and

15 (B) any renewal or extension period permitted under the contract may not exceed twenty (20)
16 years.

17 (7) The operating agent must collect and remit all taxes under IC 4-33-12 and IC 4-33-13.

18 (8) The operating agent must comply with the restrictions on the transferability of the operating
19 agent contract under section 12 of this chapter.

20 SECTION 46. IC 4-33-6.5-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
21 2007]: Sec. 6. (a) An operating agent must post a bond with the commission at least sixty (60) days
22 before the commencement of regular riverboat operations in the historic hotel district.

23 (b) The bond must be furnished in:

24 (1) cash or negotiable securities;

25 (2) a surety bond:

26 (A) with a surety company approved by the commission; and

27 (B) guaranteed by a satisfactory guarantor; or

28 (3) an irrevocable letter of credit issued by a banking institution of Indiana acceptable to the
29 commission.

30 (c) If a bond is furnished in cash or negotiable securities, the principal shall be placed without
31 restriction at the disposal of the commission, but income inures to the benefit of the operating agent.

32 (d) The bond:

33 (1) is subject to the approval of the commission;

34 (2) must be in an amount that the commission determines will adequately reflect the amount that
35 a local community will expend for infrastructure and other facilities associated with a riverboat
36 operation; and

37 (3) must be payable to the commission as obligee for use in payment of the riverboat's financial
38 obligations to the local community, the state, and other aggrieved parties, as determined by the
39 rules of the commission.

40 Any bond proceeds remaining after the payments shall be deposited in the ~~community trust West~~
41 ~~Baden Springs historic hotel preservation and maintenance~~ fund established by ~~IC 36-7-11.5-8.~~
42 ~~IC 36-7-11.5-11.~~

43 (e) If after a hearing (after at least five (5) days written notice) the commission determines that the
44 amount of an operating agent's bond is insufficient, the operating agent shall, upon written demand of
45 the commission, file a new bond.

46 (f) The commission may require an operating agent to file a new bond with a satisfactory surety in
47 the same form and amount if:

48 (1) liability on the old bond is discharged or reduced by judgment rendered, payment made, or



otherwise; or

(2) in the opinion of the commission any surety on the old bond becomes unsatisfactory.

(g) If a new bond obtained under subsection (e) or (f) is unsatisfactory, the commission shall cancel the operating agent's contract. If the new bond is satisfactorily furnished, the commission shall release in writing the surety on the old bond from any liability accruing after the effective date of the new bond.

(h) A bond is released on the condition that the operating agent remains at the site of the riverboat operating within the historic hotel district:

(1) for five (5) years; or

(2) until the date the commission enters into a contract with another operating agent to operate from the site for which the bond was posted; whichever occurs first.

(i) An operating agent who does not meet the requirements of subsection (h) forfeits a bond filed under this section. The proceeds of a bond that is in default under this subsection are paid to the commission and used in the same manner as specified in subsection (d).

(j) The total liability of the surety on a bond is limited to the amount specified in the bond, and the continuous nature of the bond may not be construed as allowing the liability of the surety under a bond to accumulate for each successive approval period during which the bond is in force.

(k) A bond filed under this section is released sixty (60) days after:

(1) the time specified under subsection (h); and

(2) a written request is submitted by the operating agent.

SECTION 47. IC 4-33-12-6, AS AMENDED BY P.L.4-2005, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) The department shall place in the state general fund the tax revenue collected under this chapter.

(b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7, the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the quarter shall be paid to:

(A) the city in which the riverboat is docked, if the city:

(i) is located in a county having a population of more than one hundred ten thousand (110,000) but less than one hundred fifteen thousand (115,000); or

(ii) is contiguous to the Ohio River and is the largest city in the county; and

(B) the county in which the riverboat is docked, if the riverboat is not docked in a city described in clause (A).

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county in which the riverboat is docked. In the case of a county described in subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under subdivision (1)(B).

(3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under



1 IC 4-33-6-21;
2 shall be paid to the county convention and visitors bureau or promotion fund for the county in
3 which the riverboat is docked.

4 (4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by
5 the licensed owner for each person:

6 (A) embarking on a gambling excursion during the quarter; or

7 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under
8 IC 4-33-6-21;

9 shall be paid to the state fair commission, for use in any activity that the commission is
10 authorized to carry out under IC 15-1.5-3.

11 (5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the
12 licensed owner for each person:

13 (A) embarking on a gambling excursion during the quarter; or

14 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
15 IC 4-33-6-21;

16 shall be paid to the division of mental health and addiction. The division shall allocate at least
17 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and
18 treatment of compulsive gambling.

19 (6) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected
20 by the licensed owner for each person embarking on a gambling excursion during the quarter or
21 admitted to a riverboat during the quarter that has implemented flexible scheduling under
22 IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows,
23 in amounts determined by the Indiana horse racing commission, for the promotion and operation
24 of horse racing in Indiana:

25 (A) To one (1) or more breed development funds established by the Indiana horse racing
26 commission under IC 4-31-11-10.

27 (B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31.
28 The commission may make a grant under this clause only for purses, promotions, and routine
29 operations of the racetrack. No grants shall be made for long term capital investment or
30 construction, and no grants shall be made before the racetrack becomes operational and is
31 offering a racing schedule.

32 (c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the
33 treasurer of state shall quarterly pay the following amounts:

34 (1) ~~Twenty-five~~ **Twenty-two percent (22%)** of the admissions tax collected during the
35 quarter shall be paid to the county treasurer of the county in which the riverboat is docked. The
36 county treasurer shall distribute the money received under this subdivision as follows:

37 (A) ~~Twenty~~ **Twenty-two and seventy-five hundredths percent (22.75%)** shall be
38 quarterly distributed to the county treasurer of a county having a population of more than
39 thirty-nine thousand six hundred (39,600) but less than forty thousand (40,000) for
40 appropriation by the county fiscal body after receiving a recommendation from the county
41 executive. The county fiscal body for the receiving county shall provide for the distribution
42 of the money received under this clause to one (1) or more taxing units (as defined in
43 IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after
44 receiving a recommendation from the county executive.

45 (B) ~~Twenty~~ **Twenty-two and seventy-five hundredths percent (22.75%)** shall be
46 quarterly distributed to the county treasurer of a county having a population of more than ten
47 thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by
48 the county fiscal body. The county fiscal body for the receiving county shall provide for the



distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(C) ~~Sixty~~ **Fifty-four and five tenths percent (60%) (54.5%)** shall be retained by the county where the riverboat is docked for appropriation by the county fiscal body after receiving a recommendation from the county executive. ~~The county fiscal body shall provide for the distribution of part or all of the money received under this clause to the following under a formula established by the county fiscal body:~~

~~(i) (2) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town having a population of more than two thousand two hundred (2,200) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.~~

~~(ii) (3) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.~~

~~(2) Sixteen (4) Twenty percent (16%) (20%) of the admissions tax collected during the quarter shall be paid in equal amounts to each town that:~~

(A) is located in the county in which the riverboat docks; and

(B) contains a historic hotel.

~~The town council shall appropriate a part of the money received by the town under this subdivision to the budget of the town's tourism commission. At least twenty percent (20%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.~~

~~(3) Nine (5) Ten percent (9%) (10%) of the admissions tax collected during the quarter shall be paid to the historic hotel preservation Orange County development commission established under IC 36-7-11.5. At least one-third (1/3) of the taxes paid to the Orange County development commission under this subdivision must be transferred in equal parts to the French Lick tourism commission, the West Baden tourism commission, and the Orange County convention and visitors bureau.~~

~~(4) Twenty-five (6) Thirteen percent (25%) (13%) of the admissions tax collected during the quarter shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b).~~

~~(5) (7) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the Indiana economic development corporation to be used by the corporation for the development and implementation of a regional economic development strategy to assist the residents of the county in which the riverboat is located and residents of contiguous counties in improving their quality of life and to help promote successful and sustainable communities. The regional economic development strategy must include goals concerning the following issues:~~

(A) Job creation and retention.

(B) Infrastructure, including water, wastewater, and storm water infrastructure needs.

(C) Housing.

(D) Workforce training.

(E) Health care.



1 (F) Local planning.

2 (G) Land use.

3 (H) Assistance to regional economic development groups.

4 (I) Other regional development issues as determined by the Indiana economic development
5 corporation.

6 (d) With respect to tax revenue collected from a riverboat that operates from a county having a
7 population of more than four hundred thousand (400,000) but less than seven hundred thousand
8 (700,000), the treasurer of state shall quarterly pay the following amounts:

9 (1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the
10 licensed owner for each person:

11 (A) embarking on a gambling excursion during the quarter; or

12 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
13 IC 4-33-6-21;

14 shall be paid to the city in which the riverboat is docked.

15 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the
16 licensed owner for each person:

17 (A) embarking on a gambling excursion during the quarter; or

18 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
19 IC 4-33-6-21;

20 shall be paid to the county in which the riverboat is docked.

21 (3) Except as provided in subsection (k), nine cents (\$0.09) of the admissions tax collected by
22 the licensed owner for each person:

23 (A) embarking on a gambling excursion during the quarter; or

24 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
25 IC 4-33-6-21;

26 shall be paid to the county convention and visitors bureau or promotion fund for the county in
27 which the riverboat is docked.

28 (4) Except as provided in subsection (k), one cent (\$0.01) of the admissions tax collected by the
29 licensed owner for each person:

30 (A) embarking on a gambling excursion during the quarter; or

31 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
32 IC 4-33-6-21;

33 shall be paid to the northwest Indiana law enforcement training center.

34 (5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by
35 the licensed owner for each person:

36 (A) embarking on a gambling excursion during the quarter; or

37 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under
38 IC 4-33-6-21;

39 shall be paid to the state fair commission for use in any activity that the commission is authorized
40 to carry out under IC 15-1.5-3.

41 (6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the
42 licensed owner for each person:

43 (A) embarking on a gambling excursion during the quarter; or

44 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
45 IC 4-33-6-21;

46 shall be paid to the division of mental health and addiction. The division shall allocate at least
47 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and
48 treatment of compulsive gambling.



(7) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows, in amounts determined by the Indiana horse racing commission, for the promotion and operation of horse racing in Indiana:

(A) To one (1) or more breed development funds established by the Indiana horse racing commission under IC 4-31-11-10.

(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The commission may make a grant under this clause only for purses, promotions, and routine operations of the racetrack. No grants shall be made for long term capital investment or construction, and no grants shall be made before the racetrack becomes operational and is offering a racing schedule.

(e) Money paid to a unit of local government under subsection (b)(1) through (b)(2), (c)(1) through ~~(c)(2)~~, (c)(4), or (d)(1) through (d)(2):

(1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or riverboat fund established under IC 36-1-8-9, or both;

(2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the discretion of the unit to reduce the property tax levy of the unit for a particular year;

(3) may be used for any legal or corporate purpose of the unit, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4; and

(4) is considered miscellaneous revenue.

(f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

(1) deposited in:

(A) the county convention and visitor promotion fund; or

(B) the county's general fund if the county does not have a convention and visitor promotion fund; and

(2) used only for the tourism promotion, advertising, and economic development activities of the county and community.

(g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):

(1) is annually appropriated to the division of mental health and addiction;

(2) shall be distributed to the division of mental health and addiction at times during each state fiscal year determined by the budget agency; and

(3) shall be used by the division of mental health and addiction for programs and facilities for the prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the creation and maintenance of a toll free telephone line to provide the public with information about these addictions. The division shall allocate at least twenty-five percent (25%) of the money received to the prevention and treatment of compulsive gambling.

(h) This subsection applies to the following:

(1) Each entity receiving money under subsection (b).

(2) Each entity receiving money under subsection (d)(1) through (d)(2).

(3) Each entity receiving money under subsection (d)(5) through (d)(7).

The treasurer of state shall determine the total amount of money paid by the treasurer of state to an entity subject to this subsection during the state fiscal year 2002. The amount determined under this subsection is the base year revenue for each entity subject to this subsection. The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.



(i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The treasurer of state shall determine the total amount of money paid by the treasurer of state to the entity described in subsection (d)(3) during state fiscal year 2002. The amount determined under this subsection multiplied by nine-tenths (0.9) is the base year revenue for the entity described in subsection (d)(3). The amount determined under this subsection multiplied by one-tenth (0.1) is the base year revenue for the entity described in subsection (d)(4). The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.

(j) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal years beginning after June 30, 2002, the total amount of money distributed to an entity under this section during a state fiscal year may not exceed the entity's base year revenue as determined under subsection (h) or (i). If the treasurer of state determines that the total amount of money distributed to an entity under this section during a state fiscal year is less than the entity's base year revenue, the treasurer of state shall make a supplemental distribution to the entity under IC 4-33-13-5(g).

(k) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal years beginning after June 30, 2002, the treasurer of state shall pay that part of the riverboat admissions taxes that:

- (1) exceed a particular entity's base year revenue; and
 - (2) would otherwise be due to the entity under this section;
- to the property tax replacement fund instead of to the entity.

SECTION 48. IC 4-33-13-5, AS AMENDED BY P.L.91-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) This subsection does not apply to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue deposited in the state gaming fund under this chapter to the following:

(1) The first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue sharing under subsection (e).

(2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by each licensed owner shall be paid:

(A) to the city that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of:

- (i) a city described in IC 4-33-12-6(b)(1)(A); or
- (ii) a city located in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000); or

(B) to the county that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of a riverboat whose home dock is not in a city described in clause (A).

(3) Subject to subsection (d), the remainder of the tax revenue remitted by each licensed owner shall be paid to the property tax replacement fund. In each state fiscal year, the treasurer of state shall make the transfer required by this subdivision not later than the last business day of the month in which the tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax revenue is received by the state on the last business day in a month, the treasurer of state may transfer the tax revenue to the property tax replacement fund in the immediately following month.

(b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue deposited in the state gaming fund remitted by the operating agent under this chapter as follows:

- (1) Thirty-seven and one-half percent (37.5%) shall be paid to the property tax replacement fund



established under IC 6-1.1-21.

(2) ~~Thirty-seven and one-half Nineteen~~ percent (~~37.5%~~) **(19%)** shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b). However, at any time the balance in that fund exceeds twenty million dollars (\$20,000,000), the amount described in this subdivision shall be paid to the property tax replacement fund established under IC 6-1.1-21.

(3) ~~Five Eight~~ percent (~~5%~~) **(8%)** shall be paid to the ~~historic hotel preservation~~ **Orange County development** commission established under IC 36-7-11.5.

(4) ~~Ten Sixteen~~ percent (~~10%~~) **(16%)** shall be paid in equal amounts to each town that ~~(A)~~ is located in the county in which the riverboat docks and ~~(B)~~ contains a historic hotel. ~~The town council shall appropriate a part of the money received by the town under this subdivision to the budget of the town's tourism commission. The following apply to taxes received by a town under this subdivision:~~

(A) **At least twenty-five percent (25%) of the taxes must be transferred to the school corporation in which the town is located.**

(B) **At least twelve and five-tenths percent (12.5%) of the taxes must be transferred to the town's tourism commission.**

(5) ~~Ten Nine~~ percent (~~10%~~) **(9%)** shall be paid to the county treasurer of the county in which the riverboat is docked. The county treasurer shall distribute the money received under this subdivision as follows:

(A) ~~Twenty Twenty-two and twenty-five hundredths~~ percent (~~20%~~) **(22.25%)** shall be quarterly distributed to the county treasurer of a county having a population of more than thirty-nine thousand six hundred (39,600) but less than forty thousand (40,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(B) ~~Twenty Twenty-two and twenty-five hundredths~~ percent (~~20%~~) **(22.25%)** shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(C) ~~Sixty Fifty-five and five tenths~~ percent (~~60%~~) **(55.5%)** shall be retained by the county where the riverboat is docked for appropriation by the county fiscal body after receiving a recommendation from the county executive. ~~The county fiscal body shall provide for the distribution of part or all of the money received under this clause to the following under a formula established by the county fiscal body:~~

~~(i)~~ **(6) Five percent (5%) shall be paid to a town having a population of more than two thousand two hundred (2,200) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). At least forty percent (40%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.**

~~(ii)~~ **(7) Five percent (5%) shall be paid to a town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen**



1 thousand three hundred (19,300) but less than twenty thousand (20,000). **At least forty percent**
2 **(40%) of the taxes received by a town under this subdivision must be transferred to the**
3 **school corporation in which the town is located.**

4 **(8) Five-tenths percent (0.5%) shall be paid to the Orange County convention and visitors**
5 **bureau.**

6 (c) For each city and county receiving money under subsection (a)(2), the treasurer of state shall
7 determine the total amount of money paid by the treasurer of state to the city or county during the state
8 fiscal year 2002. The amount determined is the base year revenue for the city or county. The treasurer
9 of state shall certify the base year revenue determined under this subsection to the city or county. The
10 total amount of money distributed to a city or county under this section during a state fiscal year may
11 not exceed the entity's base year revenue. For each state fiscal year, the treasurer of state shall pay that
12 part of the riverboat wagering taxes that:

13 (1) exceeds a particular city's or county's base year revenue; and

14 (2) would otherwise be due to the city or county under this section;
15 to the property tax replacement fund instead of to the city or county.

16 (d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the
17 property tax replacement fund under subsection (a)(3) to the build Indiana fund an amount that when
18 added to the following may not exceed two hundred fifty million dollars (\$250,000,000):

19 (1) Surplus lottery revenues under IC 4-30-17-3.

20 (2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7.

21 (3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

22 The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the
23 build Indiana fund. If in any state fiscal year insufficient money is transferred to the property tax
24 replacement fund under subsection (a)(3) to comply with this subsection, the treasurer of state shall
25 reduce the amount transferred to the build Indiana fund to the amount available in the property tax
26 replacement fund from the transfers under subsection (a)(3) for the state fiscal year.

27 (e) Before August 15 of each year, the treasurer of state shall distribute the wagering taxes set aside
28 for revenue sharing under subsection (a)(1) to the county treasurer of each county that does not have
29 a riverboat according to the ratio that the county's population bears to the total population of the
30 counties that do not have a riverboat. Except as provided in subsection (h), the county auditor shall
31 distribute the money received by the county under this subsection as follows:

32 (1) To each city located in the county according to the ratio the city's population bears to the total
33 population of the county.

34 (2) To each town located in the county according to the ratio the town's population bears to the
35 total population of the county.

36 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be
37 retained by the county.

38 (f) Money received by a city, town, or county under subsection (e) or (h) may be used for any of
39 the following purposes:

40 (1) To reduce the property tax levy of the city, town, or county for a particular year (a property
41 tax reduction under this subdivision does not reduce the maximum levy of the city, town, or
42 county under IC 6-1.1-18.5).

43 (2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14,
44 IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for additional credits for property
45 tax replacement in property tax increment allocation areas or debt repayment.

46 (3) To fund sewer and water projects, including storm water management projects.

47 (4) For police and fire pensions.

48 (5) To carry out any governmental purpose for which the money is appropriated by the fiscal



body of the city, town, or county. Money used under this subdivision does not reduce the property tax levy of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5.

(g) This subsection does not apply to an entity receiving money under IC 4-33-12-6(c). Before September 15 of each year, the treasurer of state shall determine the total amount of money distributed to an entity under IC 4-33-12-6 during the preceding state fiscal year. If the treasurer of state determines that the total amount of money distributed to an entity under IC 4-33-12-6 during the preceding state fiscal year was less than the entity's base year revenue (as determined under IC 4-33-12-6), the treasurer of state shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited into the property tax replacement fund. The amount of the supplemental distribution is equal to:

(1) the entity's base year revenue (as determined under IC 4-33-12-6); minus

(2) the sum of:

(A) the total amount of money distributed to the entity during the preceding state fiscal year under IC 4-33-12-6; plus

(B) any amounts deducted under IC 6-3.1-20-7.

(h) This subsection applies only to a county containing a consolidated city. The county auditor shall distribute the money received by the county under subsection (e) as follows:

(1) To each city, other than a consolidated city, located in the county according to the ratio that the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio that the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid in equal amounts to the consolidated city and the county.

SECTION 49. IC 5-1-14-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 15. (a) A county or municipality may issue bonds, notes, or other obligations for the purpose of providing funds to pay pension benefits under IC 36-8-6, IC 36-8-7, or IC 36-8-7.5.**

(b) Notwithstanding any other law:

(1) bonds, notes, or other obligations issued for the purpose described in this section may have a final maturity date up to, but not exceeding, forty (40) years from the date of original issuance;

(2) the amount of bonds, notes, or other obligations that may be issued for the purpose described in this section may not exceed two percent (2%) of the true tax value of property located within the county or municipality; and

(3) the proceeds of bonds, notes, or other obligations issued for the purpose described in this section may be deposited to the issuing county's or municipality's separate account described in IC 5-10.3-11-6.

(c) This section is supplemental to all other laws but does not relieve a county or municipality from complying with other procedural requirements for the issuance of bonds, notes, or other obligations.

SECTION 50. IC 5-23-8 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 8. Feasibility Studies

Sec. 1. As used in this chapter, "build-operate-transfer agreement" means any agreement between a governmental body and an operator to construct, operate, and maintain a public facility and to transfer the public facility back to the governmental body at an established future date.



1 Sec. 2. As used in this chapter, "feasibility study" means plans, estimates, proposal
2 development, identification of contractors, purchasers, or vendors, and other studies and reports
3 necessary or incidental to determining the financial, marketing or other feasibility or
4 practicability of a project.

5 Sec. 3. As used in this chapter, "governmental body" refers to a state agency or a separate
6 body corporate and politic.

7 Sec. 4. As used in this chapter, "operating agreement" means an agreement between a person
8 and a governmental body for:

9 (1) the operation, maintenance, repair, or management of a public facility; or

10 (2) administration, supervision, or operation of a public service or a major component of
11 a public service.

12 Sec. 5. As used in this chapter, "person" means an association, a corporation, a limited
13 liability company, a fiduciary, an individual, a joint stock company, a joint venture, a
14 partnership, a sole proprietorship, or any other private legal entity.

15 Sec. 6 As used in this chapter, "project" means the following:

16 (1) Operation, maintenance, repair, or management of a public facility.

17 (2) Administration, supervision, or operation of a public service or a major component of
18 a public service.

19 Sec. 7. As used in this chapter, "public facility" means a facility or other improvement to land
20 that is located on, or to be located on, real property owned or leased by a governmental body and
21 upon which a public service is or may be provided, including a highway, street, or road.

22 Sec. 8. "Public-private agreement" means any of the following:

23 (1) A build-operate-transfer agreement.

24 (2) An operating agreement.

25 (3) Any other agreement between a person and a governmental entity under which the
26 person, acting on behalf of the governmental entity as lessee, licensee, or franchisee, will:

27 (1) plan, design, acquire, construct, reconstruct, improve, extend, expand, lease, operate,
28 repair, manage, maintain, or finance a public facility; or

29 (2) perform substantially all of the operation, administration or supervision of a public
30 service or a major component of a public service.

31 Sec. 9. As used in this chapter, "public service" means the following:

32 (1) Any service customarily provided by a governmental body.

33 (2) Any services provided by a governmental body for which revenues and expenditures
34 would generally be reported using generally accepted governmental accounting principles
35 in a proprietary fund, including a lottery.

36 Sec. 10. As used in this chapter, "separate body corporate and politic" refers to an entity
37 established by the general assembly as a body corporate and politic, including the Indiana
38 finance authority.

39 Sec. 11. As used in this chapter, "state agency" refers to any elected or appointed officer,
40 authority, board, branch, commission, committee, department, division, or other instrumentality
41 of the executive, including the administrative, department of state government.

42 Sec. 12. A governmental entity may not:

43 (1) contract with a person;

44 (2) solicit the services of a person; or

45 (3) accept the services of a person;

46 to perform a feasibility study for a project or a public-private agreement without the prior
47 approval of the general assembly enacted in a bill, regardless of whether the services are
48 provided for a fee or without charge.



1 **Sec. 13. The attorney general and the inspector general shall enforce this chapter.**

2 SECTION 51. IC 6-1.1-12.4-2, AS ADDED BY P.L.193-2005, SECTION 8, IS AMENDED TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) For purposes of this section, an
4 increase in the assessed value of real property is determined in the same manner that an increase in the
5 assessed value of real property is determined for purposes of IC 6-1.1-12.1.

6 (b) This subsection applies only to a development, redevelopment, or rehabilitation that is first
7 assessed after March 1, 2005, and before March 2, ~~2009~~ **2007**. Except as provided in subsection (h)
8 and sections 4, 5, and 8 of this chapter, an owner of real property that:

9 (1) develops, redevelops, or rehabilitates the real property; and

10 (2) creates or retains employment from the development, redevelopment, or rehabilitation;
11 is entitled to a deduction from the assessed value of the real property.

12 (c) The deduction under this section is first available in the year in which the increase in assessed
13 value resulting from the development, redevelopment, or rehabilitation occurs and continues for the
14 following two (2) years. The amount of the deduction that a property owner may receive with respect
15 to real property located in a county for a particular year equals the lesser of:

16 (1) two million dollars (\$2,000,000); or

17 (2) the product of:

18 (A) the increase in assessed value resulting from the development, rehabilitation, or
19 redevelopment; multiplied by

20 (B) the percentage from the following table:

21 YEAR OF DEDUCTION	PERCENTAGE
22 1st	75%
23 2nd	50%
24 3rd	25%

25 (d) A property owner that qualifies for the deduction under this section must file a notice to claim
26 the deduction in the manner prescribed by the department of local government finance under rules
27 adopted by the department of local government finance under IC 4-22-2 to implement this chapter. The
28 township assessor shall:

29 (1) inform the county auditor of the real property eligible for the deduction as contained in the
30 notice filed by the taxpayer under this subsection; and

31 (2) inform the county auditor of the deduction amount.

32 (e) The county auditor shall:

33 (1) make the deductions; and

34 (2) notify the county property tax assessment board of appeals of all deductions approved;
35 under this section.

36 (f) The amount of the deduction determined under subsection (c)(2) is adjusted to reflect the
37 percentage increase or decrease in assessed valuation that results from:

38 (1) a general reassessment of real property under IC 6-1.1-4-4; or

39 (2) an annual adjustment under IC 6-1.1-4-4.5.

40 (g) If an appeal of an assessment is approved that results in a reduction of the assessed value of the
41 real property, the amount of the deduction under this section is adjusted to reflect the percentage
42 decrease that results from the appeal.

43 (h) The deduction under this section does not apply to a facility listed in IC 6-1.1-12.1-3(e).

44 SECTION 52. IC 6-1.1-12.4-3, AS AMENDED BY P.L.154-2006, SECTION 37, AND AS
45 AMENDED BY P.L.169-2006, SECTION 7, IS CORRECTED AND AMENDED TO READ AS
46 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) For purposes of this section, an increase in the
47 assessed value of personal property is determined in the same manner that an increase in the assessed
48 value of new manufacturing equipment is determined for purposes of IC 6-1.1-12.1.



(b) This subsection applies only to personal property that the owner purchases after March 1, 2005, and before March 2, ~~2009~~ 2007. Except as provided in sections 4, 5, and 8 of this chapter, an owner that purchases personal property other than inventory (as defined in 50 IAC 4.2-5-1, as in effect on January 1, 2005) that:

(1) was never before used by its owner for any purpose in Indiana; and

(2) creates or retains employment;

is entitled to a deduction from the assessed value of the personal property.

(c) The deduction under this section is first available in the year in which the increase in assessed value resulting from the purchase of the personal property occurs and continues for the following two (2) years. The amount of the deduction that a property owner may receive with respect to personal property located in a county for a particular year equals the lesser of:

(1) two million dollars (\$2,000,000); or

(2) the product of:

(A) the increase in assessed value resulting from the purchase of the personal property; multiplied by

(B) the percentage from the following table:

YEAR OF DEDUCTION	PERCENTAGE
1st	75%
2nd	50%
3rd	25%

(d) If an appeal of an assessment is approved that results in a reduction of the assessed value of the personal property, the amount of the deduction is adjusted to reflect the percentage decrease that results from the appeal.

(e) A property owner must claim the deduction under this section on the owner's annual personal property tax return. The township assessor shall:

(1) identify the personal property eligible for the deduction to the county auditor; and

(2) inform the county auditor of the deduction amount.

(f) The county auditor shall:

(1) make the deductions; and

(2) notify the county property tax assessment board of appeals of all deductions approved; under this section.

(g) The deduction under this section does not apply to *personal property* at a facility listed in IC 6-1.1-12.1-3(e).

SECTION 53. IC 6-2.5-5-26 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 26. (a) Sales of tangible personal property are exempt from the state gross retail tax, if:

(1) the seller is an organization that is described in section 21(b)(1) of this chapter;

(2) the organization makes the sale to make money to carry on a not-for-profit purpose; and

(3) the organization does not make those sales during more than thirty (30) days in a calendar year.

(b) Sales of tangible personal property are exempt from the state gross retail tax, if:

(1) the seller is an organization described in section 21(b)(1) of this chapter;

(2) the seller is not operated predominantly for social purposes;

(3) the property sold is designed and intended primarily either for the organization's educational, cultural, or religious purposes, or for improvement of the work skills or professional qualifications of the organization's members; and

(4) the property sold is not designed or intended primarily for use in carrying on a private or proprietary business.

(c) The exemption provided by this section does not apply to an accredited college or university's



1 sales of **the following:**

2 (1) Books **other than textbooks exempt under section 42 of this chapter.**

3 (2) Stationery.

4 (3) Haberdashery.

5 (4) Supplies. ~~or~~

6 (5) Other property.

7 SECTION 54. IC 6-2.5-5-42 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 42. Sales of textbooks are exempt from**
9 **the state gross retail tax if:**

10 (1) **the textbooks are required for an undergraduate or graduate course at an accredited**
11 **college or university; and**

12 (2) **the purchaser is a student enrolled in an accredited college or university or the parent**
13 **or guardian of a student enrolled in an accredited college or university.**

14 SECTION 55. IC 6-2.5-6-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
15 2007]: Sec. 9. (a) In determining the amount of state gross retail and use taxes which a retail merchant
16 must remit under section 7 of this chapter, the retail merchant shall, subject to subsections (c) and (d),
17 deduct from the retail merchant's gross retail income from retail transactions made during a particular
18 reporting period, an amount equal to the retail merchant's receivables which:

19 (1) resulted from retail transactions in which the retail merchant did not collect the state gross
20 retail or use tax from the purchaser;

21 (2) resulted from retail transactions on which the retail merchant has previously paid the state
22 gross retail or use tax liability to the department; and

23 (3) were written off as an uncollectible debt for federal tax purposes under Section 166 of the
24 Internal Revenue Code during the particular reporting period.

25 (b) If a retail merchant deducts a receivable under subsection (a) and subsequently collects all or
26 part of that receivable, then the retail merchant shall, subject to subsection (d)(6), include the amount
27 collected as part of the retail merchant's gross retail income from retail transactions for the particular
28 reporting period in which the retail merchant makes the collection.

29 (c) This subsection applies only to retail transactions occurring after ~~December 31, 2006. As used~~
30 ~~in this subsection, "affiliated group" means any combination of the following:~~

31 (1) ~~An affiliated group within the meaning provided in Section 1504 of the Internal Revenue~~
32 ~~Code, except that the ownership percentage in Section 1504(a)(2) of the Internal Revenue Code~~
33 ~~shall be determined using fifty percent (50%) instead of eighty percent (80%).~~

34 (2) ~~Two (2) or more partnerships (as defined in IC 6-3-1-19), including limited liability~~
35 ~~companies and limited liability partnerships, that have the same degree of mutual ownership as~~
36 ~~an affiliated group described in subdivision (1), as determined under the rules adopted by the~~
37 ~~department.~~

38 **June 30, 2004. The right to a deduction under this section is not assignable to an individual or entity**
39 **that is not part of the same affiliated group as the assignor. only if the retail merchant that paid the**
40 **state gross retail or use tax liability assigns the right to the deduction in writing.**

41 (d) The following provisions apply to a deduction for a receivable treated as uncollectible debt
42 under subsection (a):

43 (1) The deduction does not include interest.

44 (2) The amount of the deduction shall be determined in the manner provided by Section 166 of
45 the Internal Revenue Code for bad debts but shall be adjusted to:

46 (A) exclude:

47 (A) financing charges or interest;

48 (B) sales or use taxes charged on the purchase price;



- 1 (C) uncollectible amounts on property that remain in the possession of the seller until the
2 full purchase price is paid;
3 (D) expenses incurred in attempting to collect any debt; and
4 (E) repossessed property.

5 (3) The deduction shall be claimed on the return for the period during which the receivable is
6 written off as uncollectible in the claimant's books and records and is eligible to be deducted for
7 federal income tax purposes. For purposes of this subdivision, a claimant who is not required to
8 file federal income tax returns may deduct an uncollectible receivable on a return filed for the
9 period in which the receivable is written off as uncollectible in the claimant's books and records
10 and would be eligible for a bad debt deduction for federal income tax purposes if the claimant
11 were required to file a federal income tax return.

12 (4) If the amount of uncollectible receivables claimed as a deduction by a retail merchant for a
13 particular reporting period exceeds the amount of the retail merchant's taxable sales for that
14 reporting period, the retail merchant may file a refund claim under IC 6-8.1-9. However, the
15 deadline for the refund claim shall be measured from the due date of the return for the reporting
16 period on which the deduction for the uncollectible receivables could first be claimed.

17 (5) If a retail merchant's filing responsibilities have been assumed by a certified service provider
18 (as defined in IC 6-2.5-11-2), the certified service provider may claim, on behalf of the retail
19 merchant, any deduction or refund for uncollectible receivables provided by this section. The
20 certified service provider must credit or refund the full amount of any deduction or refund
21 received to the retail merchant.

22 (6) For purposes of reporting a payment received on a previously claimed uncollectible
23 receivable, any payments made on a debt or account shall be applied first proportionally to the
24 taxable price of the property and the state gross retail tax or use tax thereon, and secondly to
25 interest, service charges, and any other charges.

26 (7) A retail merchant claiming a deduction for an uncollectible receivable may allocate that
27 receivable among the states that are members of the streamlined sales and use tax agreement if
28 the books and records of the retail merchant support that allocation.

29 SECTION 56. IC 6-2.5-10-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
30 2007]: Sec. 1. (a) The department shall account for all state gross retail and use taxes that it collects.

31 (b) The department shall deposit those collections in the following manner:

32 (1) Fifty percent (50%) of the collections shall be paid into the property tax replacement fund
33 established under IC 6-1.1-21.

34 (2) Forty-nine and ~~one hundred ninety-two~~ **sixty-seven** thousandths percent (~~49.192%~~)
35 (**49.067%**) of the collections shall be paid into the state general fund.

36 (3) ~~Six hundred thirty-five thousandths~~ **Seventy-six hundredths** of one percent (~~0.635%~~)
37 (**0.76%**) of the collections shall be paid into the public mass transportation fund established by
38 IC 8-23-3-8.

39 (4) Thirty-three thousandths of one percent (0.033%) of the collections shall be deposited into
40 the industrial rail service fund established under IC 8-3-1.7-2.

41 (5) Fourteen-hundredths of one percent (0.14%) of the collections shall be deposited into the
42 commuter rail service fund established under IC 8-3-1.5-20.5.

43 SECTION 57. IC 6-3-1-11, AS AMENDED BY P.L.184-2006, SECTION 4, IS AMENDED TO
44 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: Sec. 11. (a) The term
45 "Internal Revenue Code" means the Internal Revenue Code of 1986 of the United States as amended
46 and in effect on January 1, ~~2006~~ **2007**.

47 (b) Whenever the Internal Revenue Code is mentioned in this article, the particular provisions that
48 are referred to, together with all the other provisions of the Internal Revenue Code in effect on January



1, ~~2006~~, **2007**, that pertain to the provisions specifically mentioned, shall be regarded as incorporated in this article by reference and have the same force and effect as though fully set forth in this article. To the extent the provisions apply to this article, regulations adopted under Section 7805(a) of the Internal Revenue Code and in effect on January 1, ~~2006~~, **2007**, shall be regarded as rules adopted by the department under this article, unless the department adopts specific rules that supersede the regulation.

(c) An amendment to the Internal Revenue Code made by an act passed by Congress before January 1, ~~2006~~, **2007**, that is effective for any taxable year that began before January 1, ~~2006~~, **2007**, and that affects:

- (1) individual adjusted gross income (as defined in Section 62 of the Internal Revenue Code);
 - (2) corporate taxable income (as defined in Section 63 of the Internal Revenue Code);
 - (3) trust and estate taxable income (as defined in Section 641(b) of the Internal Revenue Code);
 - (4) life insurance company taxable income (as defined in Section 801(b) of the Internal Revenue Code);
 - (5) mutual insurance company taxable income (as defined in Section 821(b) of the Internal Revenue Code); or
 - (6) taxable income (as defined in Section 832 of the Internal Revenue Code);
- is also effective for that same taxable year for purposes of determining adjusted gross income under section 3.5 of this chapter.

SECTION 58. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 12. Eligible Event; Exemption from Taxation

Sec. 1. As used in this chapter, "eligible entity" means the following:

- (1) A not-for-profit trade association under Section 501(c)(6) of the Internal Revenue Code known as the National Football League.
- (2) Any corporation, partnership, limited liability company, or other entity owned or controlled by the entity described in subdivision (1).
- (3) Any member club of the entity described in subdivision (1).
- (4) Any not-for-profit charitable organization affiliated with the entity described in subdivision (1).

Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that is conducted by the entity described in section 1(1) of this chapter.

Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and expenditures and transactions of an eligible entity:

- (1) in connection with an eligible event; and
- (2) resulting from holding an eligible event in Indiana or making preparatory advance visits to Indiana in connection with an eligible event;

are exempt from taxation in Indiana for all purposes.

Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event.

SECTION 59. IC 8-14-14-7, AS ADDED BY P.L.47-2006, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. In addition to any distributions required by section 6 of this chapter, money in the fund may be used for any of the following purposes:

- (1) The payment of any obligation incurred or amounts owed by the authority, the department, or an operator under IC 8-15-2, IC 8-15-3, IC 8-15.5, or IC 8-15.7 in connection with the execution and performance of a public-private agreement under IC 8-15.5 or IC 8-15.7, including establishing reserves.
- (2) Lease payments to the authority (**including lease payments under IC 4-4-11.7**), if money for those payments is specifically appropriated by the general assembly.



(3) Distributions to the treasurer of state for deposit in the state highway fund, for the funding of any project in the department's transportation plan.

SECTION 60. IC 9-29-5-2, AS AMENDED BY P.L.1-2005, SECTION 112, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. The fee for the registration of a motorcycle is ~~seventeen~~ **twenty-seven** dollars (~~\$17~~). (**\$27**). The revenue from this fee shall be allocated as follows:

(1) Seven dollars (\$7) to the motorcycle operator safety education fund established by IC 20-30-13-11.

(2) An amount prescribed as a license branch service charge under IC 9-29-3.

(3) Ten dollars (\$10) to the spinal cord and brain injury fund under IC 16-41-42-4.

~~(4)~~ **(4)** The balance to the state general fund for credit to the motor vehicle highway account.

SECTION 61. IC 10-11-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

(1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and

(2) the highest salary in the rank paid to a person with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) The salary matrix prescribed by this section:

(1) shall be reviewed and approved by the budget agency before implementation; **and**

(2) must include the job classifications of district coordinator and motor carrier zone coordinator.

~~(d) The money needed to fund the salaries resulting from the matrix prescribed by this section must come from the appropriation from the professional and technical equity fund:~~

SECTION 62. IC 16-18-2-37.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 37.5. **(a)** "Board" for purposes of IC 16-22-8, has the meaning set forth in IC 16-22-8-2.1.

(b) "Board" for purposes of IC 16-41-42, has the meaning set forth in IC 16-41-42-1.

SECTION 63. IC 16-18-2-143 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 143. (a) "Fund", for purposes of IC 16-26-2, has the meaning set forth in IC 16-26-2-2.

(b) "Fund", for purposes of IC 16-31-8.5, has the meaning set forth in IC 16-31-8.5-2.

(c) "Fund", for purposes of IC 16-46-5, has the meaning set forth in IC 16-46-5-3.

(d) "Fund", for purposes of IC 16-46-12, has the meaning set forth in IC 16-46-12-1.

(e) "Fund", for purposes of IC 16-41-42, has the meaning set forth in IC 16-41-42-2.

SECTION 64. IC 16-18-2-315.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 315.5. "Registry", for purposes of IC 16-41-42, has the meaning set forth in IC 16-41-42-3.**

SECTION 65. IC 16-41-42 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 42. Spinal Cord and Brain Injury

Sec. 1. As used in this chapter, "board" refers to the spinal cord and brain injury research board created by section 6 of this chapter.

Sec. 2. As used in this chapter, "fund" refers to the spinal cord and brain injury fund established by section 4 of this chapter.



1 **Sec. 3. As used in this chapter, "registry" refers to the statewide spinal cord and brain injury**
2 **registry established by section 8 of this chapter.**

3 **Sec. 4. (a) The spinal cord and brain injury fund is established to fund research on spinal cord**
4 **and brain injuries.**

5 **(b) The fund shall be administered by the state department.**

6 **(c) The fund consists of:**

7 **(1) appropriations;**

8 **(2) gifts and bequests;**

9 **(3) fees deposited in the fund under IC 33-37-7-2;**

10 **(4) fees deposited in the fund under IC 9-29-5-2; and**

11 **(5) grants received from the federal government or private sources.**

12 **(d) The expenses of administering the fund shall be paid from money in the fund.**

13 **(e) The treasurer of state shall invest the money in the fund not currently needed to meet the**
14 **obligations of the fund in the same manner as other public money may be invested.**

15 **(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.**

16 **(g) Of the money in the fund:**

17 **(1) five hundred thousand dollars (\$500,000) is annually appropriated to Indiana University**
18 **for spinal cord and brain injury research;**

19 **(2) five hundred thousand dollars (\$500,000) is annually appropriated to Purdue University**
20 **for spinal cord and brain injury research; and**

21 **(3) the balance is continually appropriated to the state department to fund spinal cord and**
22 **brain injury research programs.**

23 **Sec. 5. The fund is to be used for the following purposes:**

24 **(1) Establish and maintain a state medical surveillance registry for traumatic spinal cord**
25 **and brain injuries.**

26 **(2) Fulfill the duties of the board under section 6 of this chapter.**

27 **(3) Fund research related to treatment and cure of spinal cord and brain injuries, including**
28 **acute management, medical complications, rehabilitative techniques, and neuronal recovery.**
29 **Research must be conducted in compliance with all state and federal laws.**

30 **Sec. 6. (a) The spinal cord and brain injury research board is created for the purpose of**
31 **administering the fund. The board is composed of nine (9) members.**

32 **(b) The following four (4) members of the board shall be appointed by the governor:**

33 **(1) One (1) member who has a spinal cord or head injury or who has a family member with**
34 **a spinal cord or head injury.**

35 **(2) One (1) member who is a physician licensed under IC 25-22.5 who has specialty training**
36 **in neuroscience and surgery.**

37 **(3) One (1) member who is a physiatrist holding a board certification from the American**
38 **Board of Physical Medicine and Rehabilitation.**

39 **(4) One (1) member representing the technical life sciences industry.**

40 **(c) The following five (5) members of the board shall be appointed as follows:**

41 **(1) One (1) member representing Indiana University to be appointed by Indiana University.**

42 **(2) One (1) member representing Purdue University to be appointed by Purdue University.**

43 **(3) One (1) member representing the National Spinal Cord Injury Association to be**
44 **appointed by the National Spinal Cord Injury Association.**

45 **(4) One (1) member representing the largest freestanding rehabilitation hospital for brain**
46 **and spinal cord injuries in Indiana to be appointed by the Rehabilitation Hospital of**
47 **Indiana located in Indianapolis.**

48 **(5) One (1) member representing the American Brain Injury Association to be appointed**



1 by the Brain Injury Association of Indiana.

2 (d) The term of a member is four (4) years. A member serves until a successor is appointed
3 and qualified. If a vacancy occurs on the board before the end of a member's term, the
4 appointing authority appointing the vacating member shall appoint an individual to serve the
5 remainder of the vacating member's term.

6 (e) A majority of the members appointed to the board constitutes a quorum. The affirmative
7 votes of a majority of the members are required for the board to take action on any measure.

8 (f) Each member of the board is entitled to the minimum salary per diem provided by
9 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as
10 provided under IC 4-13-1-4 and other expenses actually incurred in connection with the
11 member's duties as provided in the state policies and procedures established by the Indiana
12 department of administration and approved by the budget agency.

13 (g) The board shall annually elect a chairperson who shall be the presiding officer of the
14 board. The board may establish other officers and procedures as the board determines
15 necessary.

16 (h) The board shall meet at least two (2) times each year. The chairperson may call additional
17 meetings.

18 (i) The state department shall provide staff for the board. The state department shall
19 maintain a registry of the members of the board. An appointing authority shall provide written
20 confirmation of an appointment to the board to the state department in the form and manner
21 specified by the state department.

22 (j) The board shall do the following:

23 (1) Consider policy matters relating to spinal cord and brain injury research projects and
24 programs under this chapter.

25 (2) Consider research applications and make grants for approved research projects under
26 this chapter.

27 (3) Formulate policies and procedures concerning the operation of the board.

28 (4) Review and authorize spinal cord and brain injury research projects and programs to
29 be financed under this chapter. For purposes of this subdivision the board may establish
30 an independent scientific advisory panel composed of scientists and clinicians who are not
31 members of the board to review proposals submitted to the board and make
32 recommendations to the board. Collaborations are encouraged with other Indiana-based
33 researchers as well as researchers located outside Indiana, including researchers in other
34 countries.

35 (5) Review and approve progress and final research reports on projects authorized under
36 this chapter.

37 (6) Review and make recommendations concerning the expenditure of money from the
38 fund.

39 (7) Advise the state department on formation of the registry.

40 (8) Take other action necessary for the purpose stated in subsection (a).

41 (9) Provide to the governor, the general assembly, and the legislative council an annual
42 report not later than January 30 of each year showing the status of funds appropriated
43 under this chapter. The report to the general assembly and the legislative council must be
44 in an electronic format under IC 5-14-6.

45 (k) A member of the board is exempt from civil liability arising or thought to arise from an
46 action taken in good faith as a member of the board.

47 Sec. 7. The state department shall adopt rules under IC 4-22-2 to implement this chapter.

48 Sec. 8. (a) The state department shall establish and maintain a statewide spinal cord and



1 brain injury registry.

2 (b) The registry shall include reports of persons who have sustained spinal cord or brain
3 injuries, other than through disease, whether or not the injury results in a permanent disability.
4 The registry shall include data on the:

5 (1) incidence; and

6 (2) prevalence;

7 of spinal cord and brain injuries and shall serve as a resource for research, education, and
8 information on spinal cord and brain injuries and available services. Health care providers shall
9 report spinal cord and brain injuries to the state department for the purposes of this section
10 under the rules adopted by the state department under section 7 of this chapter.

11 SECTION 66. IC 20-12-1-12, AS ADDED BY P.L.246-2005, SECTION 123, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12. (a) This section applies
13 notwithstanding IC 20-12-23-2, IC 20-12-36-4, IC 20-12-56-5, IC 20-12-57.5-11, and IC 20-12-64-5.

14 (b) As used in this section, "academic year" has the meaning set forth in IC 20-12-76-1.

15 (c) As used in this section, "state educational institution" has the meaning set forth in
16 IC 20-12-0.5-1.

17 (d) **Subject to subsection (h)**, a state educational institution shall set tuition and fee rates for a two
18 (2) year period. The rates shall be set according to the procedure set forth in subsection (e) and:

19 (1) on or before May 30 of the odd numbered year; or

20 (2) thirty (30) days after the state budget bill is enacted into law;

21 whichever is later.

22 (e) A state educational institution shall hold a public hearing before adopting any proposed tuition
23 and fee rate increases. The state educational institution shall give public notice of the hearing at least
24 ten (10) days before the hearing. The public notice shall include the specific proposal for tuition and
25 fee rate increases and the expected uses of the revenue to be raised by the proposed increases. The
26 hearing shall be held:

27 (1) on or before May 15 of each odd numbered year; or

28 (2) fifteen (15) days after the state budget bill is enacted into law;

29 whichever is later.

30 (f) After a state educational institution's tuition and fee rates are set under this section, the state
31 educational institutions may adjust the tuition and fee rates only if appropriations to the state
32 educational institution in the state budget act are reduced or withheld.

33 (g) If a state educational institution adjusts its tuition and fee rates under subsection (f), the total
34 revenue generated by the tuition and fee rate adjustment must not exceed the amount by which
35 appropriations to the state educational institution in the state budget act were reduced or withheld.

36 (h) **As used in this section, "Indiana median family income" means the Indiana median**
37 **income for a four (4) person family as determined by the United States Census Bureau. A state**
38 **educational institution may not set a tuition rate for any two (2) year period beginning after**
39 **June 30, 2007, that exceeds:**

40 (1) the state educational institution's tuition rate for the immediately preceding two (2) year
41 period; multiplied by

42 (2) the quantity:

43 (A) one (1); plus

44 (B) the compound annual growth rate of Indiana median family incomes for the
45 immediately preceding five (5) years.

46 SECTION 67. IC 20-12-20.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
47 2007]: Sec. 5. (a) The college work-study fund is established for the purpose of providing
48 reimbursement to eligible employers who enter into agreements with the commission under this



chapter.

(b) The fund consists of appropriations from the state general fund and contributions from private sources.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund.

(e) Money in the fund at the end of a particular fiscal year does not revert to the state general fund **but remains available to be used for providing reimbursements under this chapter.**

SECTION 68. IC 20-12-21.1-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4. Funds received under the loan program shall be deposited with the treasurer of state in a separate account known as the "student loan program fund". The money remaining in the student loan program fund at the end of a state fiscal year does not revert to the state general fund **but remains available to be used for providing student loans under this chapter.** After consultation with the program director of the loan program appointed under IC 20-12-21-5.5, the treasurer shall invest the funds. Any income earned on amount so invested is part of the fund.

SECTION 69. IC 20-12-21.2-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 10. (a) The secondary market sale fund is established for the purpose of providing money for school assessment testing and remediation, including reading recovery programs. The fund shall be administered by the budget agency.

(b) Expenses of administering the fund shall be paid from money in the fund. The fund consists of proceeds from the sale of assets of the Indiana Secondary Market for Education Loans, Incorporated.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest earned from these investments shall be credited to the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but remains available to be used for providing money for school assessment testing and remediation, including reading recovery programs as allowed under this chapter.**

SECTION 70. IC 20-12-21.9-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) The commission shall administer the fund.

(b) The expenses of administering the fund shall be paid from money in the fund.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds. Interest that accrues from those investments shall be deposited in the fund.

(d) Money in the fund at the end of a fiscal year does not revert to the state general fund **but remains available to be used for providing money for nursing scholarships under this chapter.**

SECTION 71. IC 20-12-22.1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 8. (a) The part-time student grant fund is established to make awards authorized under this chapter to eligible applicants.

(b) The fund consists of the following:

(1) Appropriations made by the general assembly.

(2) Gifts, grants, devises, or bequests made to the state in order to achieve the purposes of the fund.

(c) The fund shall be administered by the commission.

(d) The fund shall be separate and distinct from other funds administered by the commission and money in the fund may not be exchanged with or transferred to other funds.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested.



(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but remains available to be used for providing money for part-time student grants under this chapter.**

SECTION 72. IC 20-12-33-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. ~~As soon as practicable after February 28, 1945, the~~ (a) ~~The~~ trustees of Indiana University ~~are authorized to may~~ establish in the medical school a department of school of public health ~~to be known as the Indiana University school of public health. and to~~ **The trustees shall** provide adequate equipment and competent personnel ~~to carry out for the purpose of this chapter.~~ **school of public health. The school of public health may use any property acquired before July 1, 2007, by Indiana University for the medical school department of public health.**

SECTION 73. IC 20-12-33-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. The school of ~~medicine shall be authorized to~~ **public health may** charge and collect a tuition fee for ~~such the~~ short courses ~~but authorized under section 2 of this chapter.~~ The amount of ~~such the~~ fee shall be no greater than actual cost. ~~and If, in the discretion of the trustees of Indiana University acting in conjunction with the state department of health, a tuition fee at cost would tend to discourage attendance in any short course, the tuition fee may be decreased or waived entirely as to all persons taking the course.~~

SECTION 74. IC 20-12-69-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. (a) The Indiana excellence in teaching endowment is established to provide institutions with grants to match interest income generated by an endowment established under section 8 of this chapter to attract and retain distinguished teachers. The fund shall be administered by the council.

(b) The expenses of administering the fund shall be paid from money in the fund.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet obligations of the fund in the same manner as other public funds may be invested.

(d) Money in the fund at the end of the state fiscal year does not revert to the state general fund **but remains available to be used for providing money for grants as allowed under this chapter.**

SECTION 75. IC 20-12-70-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 9. (a) The twenty-first century scholars fund is established to provide the financial resources necessary to award the tuition scholarships authorized under the program.

(b) The commission shall administer the fund.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but remains available to be used for providing money for twenty-first century scholarships under this chapter.**

SECTION 76. IC 20-12-70.1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) The twenty-first century scholars program support fund is established to provide reimbursements to scholarship recipients to offset the costs incurred by scholarship recipients in purchasing:

(1) required textbooks, supplies, or equipment;

(2) any other materials required by the institution of higher learning (as defined in IC 20-12-70-4) in order for a scholarship recipient to participate in a particular class, seminar, laboratory, or other type of instruction; or

(3) other items or services approved by the commission under rules adopted by the commission; that are not included in the cost of tuition or other regularly assessed fees.

(b) The commission shall administer the support fund.

(c) The treasurer of state shall invest the money in the support fund not currently needed to meet



1 the obligations of the support fund in the same manner as other public funds may be invested.

2 (d) Money in the support fund at the end of a state fiscal year does not revert to the state general
3 fund **but remains available to be used for providing money for twenty-first century scholarships**
4 **under this chapter.**

5 SECTION 77. IC 20-12-74-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
6 2007]: Sec. 6. (a) The national guard tuition supplement program fund is established to provide the
7 financial resources necessary to award the tuition scholarships authorized under the program.

8 (b) The commission shall administer the fund.

9 (c) The expenses of administering the fund shall be paid from money in the fund.

10 **(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund**
11 **but remains available to be used for providing money for national guard tuition supplement**
12 **scholarships under this chapter.**

13 SECTION 78. IC 20-12-75-14, AS ADDED BY P.L.185-2006, SECTION 4, IS AMENDED TO
14 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 14. (a) Ivy Tech may establish a high
15 school fast track to college program that offers qualified individuals an opportunity to earn a high
16 school diploma while earning credits for a certificate program or an associate's degree.

17 (b) To be eligible to earn a high school diploma under this section, an individual must be either:

18 (1) at least nineteen (19) years of age and not enrolled in a school; or

19 (2) at least seventeen (17) years of age and have consent from the high school the individual
20 attended most recently. The school corporation in which an individual to whom this subdivision
21 applies resides shall pay the individual's ~~tuition costs~~ for high school level courses taken at Ivy
22 Tech during each year the individual is included in the school corporation's ADM.

23 (c) To complete the requirements for a high school diploma under this section, the individual must
24 have:

25 (1) passed:

26 (A) the graduation examination given under IC 20-32-4;

27 (B) an examination for a general educational development diploma;

28 (C) an examination equivalent to the graduation examination:

29 (i) administered by Ivy Tech; and

30 (ii) approved by the department; or

31 (D) an examination that demonstrates the student is ready for college level work:

32 (i) administered by Ivy Tech; and

33 (ii) approved by the department; and

34 (2) completed the coursework necessary to meet:

35 (A) the minimum high school course requirements established by the state board; and

36 (B) the requirements of Ivy Tech.

37 (d) In addition to meeting the requirements set forth in subsections (b) and (c), an individual must
38 have the credits toward graduation that the individual successfully completed in high school
39 transferred to Ivy Tech.

40 (e) Ivy Tech shall notify the state board that an individual has successfully completed the
41 requirements of a program established under this section. Upon receiving the notification, the state
42 board shall:

43 (1) grant to the individual a high school diploma that states the individual earned the high school
44 diploma at Ivy Tech; and

45 (2) provide the diploma to Ivy Tech to award to the individual.

46 (f) If Ivy Tech establishes a program under this section, Ivy Tech shall report annually to the
47 education roundtable established under IC 20-19-4 the number of program participants and diplomas
48 granted.



1 SECTION 79. IC 20-12-76-20, AS AMENDED BY P.L.128-2006, SECTION 2, IS AMENDED
2 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. (a) The career college student
3 assurance fund is established to provide indemnification to a student or an enrollee of a postsecondary
4 proprietary educational institution who suffers loss or damage as a result of any of the occurrences
5 described in section 17(c) of this chapter if the occurrences transpired after June 30, 1992, and as
6 provided in section 37 of this chapter.

7 (b) The commission shall administer the fund.

8 (c) The expenses of administering the fund shall be paid from money in the fund.

9 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the
10 obligations of the fund in the same manner as other public funds may be invested.

11 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**
12 **remains available to be used for providing money for reimbursements allowed under this**
13 **chapter.**

14 (f) Upon the fund acquiring fifty thousand dollars (\$50,000), the balance in the fund may not
15 become less than fifty thousand dollars (\$50,000). If:

16 (1) a claim against the fund is filed that would, if paid in full, require the balance of the fund to
17 become less than fifty thousand dollars (\$50,000); and

18 (2) the commission determines that the student is eligible for a reimbursement under the fund;
19 the commission shall prorate the amount of the reimbursement to ensure that the balance of the fund
20 does not become less than fifty thousand dollars (\$50,000), and the student is entitled to receive that
21 balance of the student's claim from the fund as money becomes available in the fund from
22 contributions to the fund required under this chapter.

23 (g) The commission shall ensure that all outstanding claim amounts described in subsection (f) are
24 paid as money in the fund becomes available in the chronological order of the outstanding claims.

25 (h) A claim against the fund may not be construed to be a debt of the state.

26 SECTION 80. IC 20-19-3-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 9. (a) The department shall provide**
28 **grants to an academy that is established to strengthen the leadership and management skills of**
29 **practicing Indiana school business officials to achieve excellence in school business management**
30 **practices.**

31 (b) **Notwithstanding any other law, grants described under subsection (a) may be funded**
32 **from money appropriated to the department for the personal services of the office of the state**
33 **superintendent.**

34 SECTION 81. IC 20-20-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
35 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

36 **Chapter 35. Prekindergarten Grant Pilot Program**

37 **Sec. 1. As used in this chapter, "eligible provider" means any of the following:**

38 (1) **School corporations.**

39 (2) **Any entity providing a prekindergarten program that is accredited by the National**
40 **Association for the Education of Young Children.**

41 **However, the term does not include a charter school or an entity affiliated with a charter school.**

42 **Sec. 2. As used in this chapter, "pilot program" refers to the pilot program established under**
43 **section 3 of this chapter.**

44 **Sec. 3. (a) The department shall establish a pilot program to provide grants to eligible**
45 **providers selected by the department to implement prekindergarten programs.**

46 (b) **The department shall administer the pilot program.**

47 **Sec. 4. (a) To be eligible for selection as a pilot program grant recipient, an eligible provider**
48 **must do the following:**



(1) Apply to the department for a grant, on forms provided by the department, and include a detailed description of the eligible provider's proposed prekindergarten program. The description must include at least the following information:

(A) An estimate of the number of students likely to participate.

(B) A description of the prekindergarten curriculum that will be instituted by the eligible provider. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).

(C) A description of how the curriculum of the proposed prekindergarten program aligns with existing programs and standards for students in kindergarten through grade 3.

(D) An estimate of the cost of implementing the prekindergarten program.

(2) Demonstrate a commitment by teachers, parents, and school administrators toward carrying out the proposed prekindergarten program.

(3) Comply with any other requirements set forth by the department.

(b) Subject to section 6 of this chapter, after review of the applications submitted under this section, the department shall do the following:

(1) Select the eligible providers that will participate in the pilot program.

(2) Provide grants to the eligible providers selected to participate in the pilot program.

(c) The education roundtable shall provide recommendations to the department concerning the criteria to be used by the department in selecting the eligible providers that will participate in the pilot program.

(d) The criteria to be used by the department in selecting the eligible providers that will participate in the pilot program must do the following:

(1) Include at least an evaluation of the following:

(A) The information submitted by the eligible provider under subsection (a).

(B) The coordination of the proposed prekindergarten program with local health services and social services.

(2) Take into consideration the requirements of section 6 of this chapter.

Sec. 5. A prekindergarten program that is part of the pilot program and is funded by a grant under this chapter:

(1) may serve only prekindergarten students who are at least four (4) years of age on September 1 of the school year; and

(2) may be a half-day or full-day program.

Sec. 6. The department shall:

(1) select a representative sample of eligible providers, determined through an application procedure, to participate in the pilot program;

(2) give priority to the selection of:

(A) lower performing school corporations; and

(B) private providers of prekindergarten programs located in areas served by lower performing school corporations; and

(3) to the extent possible, select eligible providers so that the pilot program will:

(A) achieve a geographic balance throughout Indiana;

(B) include urban, suburban, and rural eligible providers; and

(C) include both public eligible providers and private eligible providers.

Sec. 7. Subject to the approval of the department, an eligible provider participating in the pilot program may enter into a contract with an individual or a nonprofit entity for the operation and management of all or any part of a prekindergarten program funded by a grant



1 under this chapter.

2 Sec. 8. Unexpended money appropriated to the department for the department's use in
3 implementing the pilot program at the end of a state fiscal year does not revert to the state
4 general fund but remains available to the department for the department's continued use under
5 this chapter.

6 Sec. 9. The department shall adopt rules under IC 4-22-2 to implement this chapter. The rules
7 must include the following:

8 (1) Minimum requirements concerning the prekindergarten curriculum that must be used
9 by an eligible provider participating in the pilot program. The prekindergarten curriculum
10 must be consistent with the Foundations to the Indiana Academic Standards for Young
11 Children (or successor standards adopted by the department of education).

12 (2) The maximum class size of a prekindergarten program funded by a grant under this
13 chapter.

14 (3) A requirement that each class in a prekindergarten program funded by a grant under
15 this chapter must be taught by a teacher who has any of the following:

16 (A) A prekindergarten teacher's license.

17 (B) An early childhood education teacher's license.

18 (C) A degree in early childhood education, child development, elementary education, or
19 early childhood special education.

20 Sec. 10. (a) Each eligible provider that participates in the pilot program shall annually
21 prepare a written report detailing all the pertinent information concerning the implementation
22 of the pilot program, including any recommendations made and conclusions drawn from the
23 pilot program. The eligible provider must submit the report to the department before July 1 of
24 each year.

25 (b) Before November 1 of each year, the department shall submit a report to the governor and
26 the general assembly on the pilot program. The report must include the following:

27 (1) Any conclusions and recommendations made by the department concerning
28 prekindergarten programs.

29 (2) Information concerning the cost of expanding the pilot program statewide.

30 (3) A description of any social programs or health programs that could be provided
31 efficiently with prekindergarten programs.

32 A report submitted under this subsection to the general assembly must be in an electronic
33 format under IC 5-14-6.

34 (c) The department shall monitor the performance of students who participate in the pilot
35 program as those students continue their education in elementary school.

36 Sec. 11. This chapter expires July 1, 2014.

37 SECTION 82. IC 20-23-14.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
38 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

39 Chapter 14.5. Election of Governing Body Members in Mishawaka

40 Sec. 1. In a school city established under IC 20-23-4 located in a city having a population of
41 more than forty-six thousand five hundred (46,500) but less than fifty thousand (50,000), if a
42 majority of the voters voting in the municipal election held on November 6, 2007, vote in favor
43 of an elected school board, the governing body consists of a board of trustees of seven (7)
44 members elected in the manner provided in this chapter.

45 Sec. 2. (a) For purposes of this section, a reference to a common council district of the city is
46 a reference to the district as it existed on January 1, 2007.

47 (b) The city is divided into the following three (3) districts:

48 (1) District One consists of the first district of the common council and the second district



1 of the common council.

2 (2) District Two consists of the third district of the common council and the fourth district
3 of the common council.

4 (3) District Three consists of the fifth district of the common council and the sixth district
5 of the common council.

6 Sec. 3. As used in this chapter, "district" refers to a district of the governing body established
7 by section 2(b) of this chapter.

8 Sec. 4. Beginning with the general election held in November 2008, and every four (4) years
9 thereafter, three (3) members of the governing body shall be elected by voters of the districts as
10 provided in this chapter. The candidate who receives the greatest number of votes among all
11 candidates for a district seat is elected.

12 Sec. 5. (a) Beginning with the general election held in November 2008, and every four (4)
13 years thereafter, one (1) member of the governing body shall be elected by all the voters of the
14 school city as provided in this chapter. The candidate who receives the greatest number of votes
15 among all candidates for an at-large seat is elected.

16 (b) Beginning with the general election held in November 2010, and every four (4) years
17 thereafter, three (3) members of the governing body shall be elected by all the voters of the
18 school city as provided in this chapter. The three (3) candidates who receive the greatest number
19 of votes among all candidates for an at-large seat are elected.

20 Sec. 6. Except as provided in this chapter, IC 3 applies to an election held under this chapter.

21 Sec. 7. The circuit court clerk shall prepare a separate ballot to be used for governing body
22 elections. Candidates shall appear on the ballot in alphabetical order.

23 Sec. 8. (a) The term of a member of the governing body is four (4) years, beginning on
24 January 1 following the member's election.

25 (b) A member may be reelected.

26 SECTION 83. IC 20-24-7-3, AS AMENDED BY P.L.2-2006, SECTION 107, IS AMENDED TO
27 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) This section applies to a
28 conversion charter school for a year that ends before January 1, 2008.

29 (b) Not later than the date established by the department for determining ADM and after July 2, the
30 organizer shall submit to a governing body on a form prescribed by the department the information
31 reported under section 2(a) of this chapter for each student who:

32 (1) is enrolled in the organizer's conversion charter school; and

33 (2) has legal settlement in the governing body's school corporation.

34 (c) Beginning not more than sixty (60) days after the department receives the information reported
35 under section 2(a) of this chapter, the department shall distribute to the organizer:

36 (1) tuition support and other state funding for any purpose for students enrolled in the conversion
37 charter school;

38 (2) a proportionate share of state and federal funds received:

39 (A) for students with disabilities; or

40 (B) staff services for students with disabilities;
41 enrolled in the conversion charter school; and

42 (3) a proportionate share of funds received under federal or state categorical aid programs for
43 students who are eligible for the federal or state categorical aid and are enrolled in the conversion
44 charter school;

45 for the second six (6) months of the calendar year in which the conversion charter school is
46 established. The department shall make a distribution under this subsection at the same time and in
47 the same manner as the department makes a distribution to the governing body of the school
48 corporation in which the conversion charter school is located. A distribution to the governing body of



the school corporation in which the conversion charter school is located is reduced by the amount distributed to the conversion charter school. This subsection does not apply to a conversion charter school after December 31 of the calendar year in which the conversion charter school is established.

(d) This subsection applies beginning with the first property tax distribution described in IC 6-1.1-27-1 to the governing body of the school corporation in which a conversion charter school is located after the governing body receives the information reported under subsection (b). Not more than ten (10) days after the governing body receives a property tax distribution described in IC 6-1.1-27-1, the governing body shall distribute to the conversion charter school the amount determined under STEP THREE of the following formula:

STEP ONE: Determine the quotient of:

(A) the number of students who:

(i) are enrolled in the conversion charter school; and

(ii) were counted in the ADM of the previous year for the school corporation in which the conversion charter school is located; divided by

(B) the current ADM of the school corporation in which the conversion charter school is located.

In determining the number of students enrolled under clause (A)(i), each kindergarten student shall be counted as one-half (1/2) student.

STEP TWO: Determine the total amount of the following revenues to which the school corporation in which the conversion charter school is located is entitled for the second six (6) months of the calendar year in which the conversion charter school is established:

(A) Revenues obtained by the school corporation's:

(i) general fund property tax levy; and

(ii) excise tax revenue (as defined in IC 20-43-1-12).

(B) The school corporation's certified distribution of county adjusted gross income tax revenue under IC 6-3.5-1.1 that is to be used as property tax replacement credits.

STEP THREE: Determine the product of:

(A) the STEP ONE amount; multiplied by

(B) the STEP TWO amount.

(e) Subsection (d) does not apply to a conversion charter school after the later of the following dates:

(1) December 31 of the calendar year in which the conversion charter school is established.

(2) Ten (10) days after the date on which the governing body of the school corporation in which the conversion charter school is located receives the final distribution described in IC 6-1.1-27-1 of revenues to which the school corporation in which the conversion charter school is located is entitled for the second six (6) months of the calendar year in which the conversion charter school is established.

(f) This subsection applies during the second six (6) months of the calendar year in which a conversion charter school is established. A conversion charter school may apply for an advance from the charter school advancement account under IC 20-49-7 in the amount determined under STEP FOUR of the following formula:

STEP ONE: Determine the result under subsection (d) STEP ONE (A).

STEP TWO: Determine the difference between:

(A) the conversion charter school's current ADM; minus

(B) the STEP ONE amount.

STEP THREE: Determine the quotient of:

(A) the STEP TWO amount; divided by

(B) the conversion charter school's current ADM.



1 STEP FOUR: Determine the product of:

2 (A) the STEP THREE amount; multiplied by

3 (B) the quotient of:

4 (i) the subsection (d) STEP TWO amount; divided by

5 (ii) two (2).

6 SECTION 84. IC 20-24-8-2, AS ADDED BY P.L.169-2005, SECTION 16, IS AMENDED TO
7 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: Sec. 2. (a) A charter
8 school may not do the following:

9 (1) Operate at a site or for grades other than as specified in the charter.

10 (2) Charge tuition to any student residing within the school corporation's geographic boundaries.

11 However, a charter school may charge tuition for:

12 (A) a preschool program, unless charging tuition for the preschool program is barred under
13 federal law; or

14 (B) a latch key program;

15 if the charter school provides those programs.

16 (3) Except for a foreign exchange student who is not a United States citizen, enroll a student who
17 is not a resident of Indiana.

18 (4) Be located in a private residence.

19 (5) Provide solely home based instruction.

20 **(6) Provide in excess of fifty percent (50%) of instruction to students through virtual**
21 **distance learning, online technologies, or computer based instruction. For the purposes of**
22 **this subdivision, instruction does not include the administration of formal tests or**
23 **assessments.**

24 **(b) Subject to subsection (a)(6), a charter school is not prohibited from delivering instructional**
25 **services:**

26 (1) through the Internet or another online arrangement; or

27 (2) in any manner by computer;

28 if the instructional services are provided to students enrolled in the charter school in a manner that
29 complies with any procedures adopted by the department concerning online and computer instruction
30 in public schools.

31 **(c) A charter granted to an organization before July 1, 2007, that provides for the delivery**
32 **of an excess of fifty percent (50%) of instruction to students through virtual distance learning,**
33 **online technologies, or computer based instruction is terminated July 1, 2007, and may not be**
34 **reinstated after June 30, 2007. The charters to which this subsection applies include the**
35 **following:**

36 **(1) Indiana Connections Academy, Muncie.**

37 **(2) Indiana Virtual Charter School, Indianapolis.**

38 SECTION 85. IC 20-30-11.5-6, AS ADDED BY P.L.185-2006, SECTION 10, IS AMENDED TO
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) A student may apply for enrollment
40 to a state educational institution. The state educational institution shall accept or reject the student
41 based on the standards ordinarily used to decide student enrollments. However, a student in the
42 program may not be refused admission solely because the student has not graduated from a secondary
43 school.

44 **(b) A state educational institution may grant financial assistance to a student for courses taken**
45 **under this program based on the student's:**

46 **(1) financial need; or**

47 **(2) academic achievement;**

48 **or any other criteria.**



(c) A state educational institution shall waive tuition for a student who is:

(1) eligible for free or reduced lunch in high school;

(2) accepted into the program; and

(3) accepted for admission to the state educational institution.

(b) The school corporation in which an individual to whom this subdivision applies resides shall pay the individual's costs for the program high school level courses taken at a state educational institution during each year the individual is included in the school corporation's ADM.

SECTION 86. IC 20-40-8-19, AS ADDED BY P.L.2-2006, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 19. This section applies during the period beginning January 1, ~~2006~~, **2008**, and ending December 31, ~~2007~~: **2009**. Money in the fund may be used to pay for up to one hundred percent (100%) of the following costs of a school corporation:

(1) Utility services.

(2) Property or casualty insurance.

(3) Both utility services and property or casualty insurance.

A school corporation's expenditures under this section may not exceed in ~~2006 two and seventy-five hundredths percent (2.75%)~~ and in 2007 **any calendar year** three and five-tenths percent (3.5%) of the school corporation's ~~2005 calendar~~ **2007** year distribution.

SECTION 87. IC 20-43-1-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 1. This article expires January 1, ~~2008~~: **2010**.

SECTION 88. IC 20-43-1-14.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 14.7. "Growing school supplemental levy" has the meaning set forth in IC 20-45-1-13.6.**

SECTION 89. IC 20-43-2-2, AS AMENDED BY P.L.162-2006, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. The maximum state distribution for a calendar year for all school corporations is:

(1) the greater of:

(A) three billion eight hundred two million nine hundred thousand dollars (\$3,802,900,000);

or

(B) the amount necessary to enable the department of education to make tuition support distributions in 2006 in accordance with IC ~~21-1-30~~ and this article without requiring a reduction in the amount distributed for tuition support under this section;

in 2006; and

(2) (1) three billion ~~seven~~ **eight** hundred ~~forty-seven~~ **seven** million two hundred thousand dollars (\$3,747,200,000) (**\$3,807,200,000**) in 2007;

(2) three billion nine hundred fifty-eight million three hundred thousand dollars (\$3,958,300,000) in 2008; and

(3) four billion one hundred sixteen million eight hundred thousand dollars (\$4,116,800,000) in 2009.

SECTION 90. IC 20-43-2-3, AS AMENDED BY P.L.162-2006, SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) Except as provided in subsection (b); If the total amount to be distributed:

(1) as basic tuition support;

(2) for academic honors diploma awards;

(3) for primetime distributions;

(4) for special education grants; and

(5) for vocational education grants;



1 for a particular year exceeds the maximum state distribution for a calendar year, the amount to be
2 distributed for state tuition support under this article to each school corporation during each of the last
3 six (6) months of the year shall be proportionately reduced so that the total reductions equal the
4 amount of the excess.

5 ~~(b) The department of education shall distribute the full amount of tuition support to school~~
6 ~~corporations in the second six (6) months of 2006 in accordance with this article without a reduction~~
7 ~~under this section.~~

8 SECTION 91. IC 20-43-3-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
9 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. (a) A school corporation's previous
10 year revenue equals the amount determined under STEP TWO of the following formula:

11 STEP ONE: Determine the sum of the following:

12 (A) The school corporation's basic tuition support for the year that precedes the current year.

13 (B) The school corporation's maximum permissible tuition support levy for the calendar year
14 that precedes the current year, made in determining the school corporation's adjusted tuition
15 support levy for the calendar year.

16 (C) The school corporation's excise tax revenue for the year that precedes the current year by
17 two (2) years.

18 STEP TWO: Subtract from the STEP ONE result an amount equal to the sum of the following:

19 (A) The reduction in the school corporation's state tuition support under any combination of
20 subsection (b), subsection (c), IC 20-10.1-2-1 (before its repeal), or IC 20-30-2-4.

21 ~~(B) In 2006, the amount of the school corporation's maximum permissible tuition support levy~~
22 ~~attributable to the levy transferred from the school corporation's general fund to the school~~
23 ~~corporation's referendum tax levy fund under IC 20-46-1-6.~~

24 **(B) The school corporation's growing school supplemental levy for the year.**

25 (b) A school corporation's previous year revenue must be reduced if:

26 (1) the school corporation's state tuition support for special or vocational education is reduced
27 as a result of a complaint being filed with the department after December 31, 1988, because the
28 school program overstated the number of children enrolled in special or vocational education
29 programs; and

30 (2) the school corporation's previous year revenue has not been reduced under this subsection
31 more than one (1) time because of a given overstatement.

32 The amount of the reduction equals the amount the school corporation would have received in state
33 tuition support for special and vocational education because of the overstatement.

34 (c) A school corporation's previous year revenue must be reduced if an existing elementary or
35 secondary school located in the school corporation converts to a charter school under IC 20-5.5-11
36 before July 1, 2005, or IC 20-24-11 after June 30, 2005. The amount of the reduction equals the
37 product of:

38 (1) the sum of the amounts distributed to the conversion charter school under IC 20-5.5-7-3.5(c)
39 and IC 20-5.5-7-3.5(d) before July 1, 2005, and IC 20-24-7-3(c) and IC 20-24-7-3(d) after June
40 30, 2005; multiplied by

41 (2) two (2).

42 SECTION 92. IC 20-43-4-7, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
43 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 7. (a) This subsection does not apply
44 to a charter school. When calculating adjusted ADM for ~~2006~~ **2008** distributions, this subsection, as
45 effective after December 31, ~~2005~~, **2007**, shall be used to calculate the adjusted ADM for the previous
46 year rather than the calculation used to calculate adjusted ADM for ~~2005~~ **2007** distributions. For
47 purposes of this article, a school corporation's "adjusted ADM" for the current year is the result
48 determined under the following formula:



1 STEP ONE: Determine the sum of the following:

2 (A) The school corporation's ADM for the year preceding the current year by four (4) years
3 multiplied by two-tenths (0.2).

4 (B) The school corporation's ADM for the year preceding the current year by three (3) years
5 multiplied by two-tenths (0.2).

6 (C) The school corporation's ADM for the year preceding the current year by two (2) years
7 multiplied by two-tenths (0.2).

8 (D) The school corporation's ADM for the year preceding the current year by one (1) year
9 multiplied by two-tenths (0.2).

10 (E) The school corporation's ADM for the current year multiplied by two-tenths (0.2).

11 Round the result to the nearest five-tenths (0.5).

12 STEP TWO: Determine ~~the sum of:~~

13 ~~(A) the school corporation's ADM for the year preceding the current year; plus~~

14 ~~(B) the product of:~~

15 ~~(i) the school corporation's ADM for the current year, minus the clause (A) amount;~~
16 ~~multiplied by~~

17 ~~(ii) seventy-five hundredths (0.75);~~

18 Round the result to the nearest five-tenths (0.5):

19 STEP THREE: Determine the greater of the following:

20 (A) The STEP ONE result.

21 (B) The STEP TWO result.

22 (b) A charter school's adjusted ADM for purposes of this article is the charter school's current
23 ADM.

24 SECTION 93. IC 20-43-5-3, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
25 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) This subsection does not apply
26 to a charter school. A school corporation's complexity index is determined under the following
27 formula:

28 STEP ONE: Determine the greater of zero (0) or the result of the following:

29 (1) Determine the percentage of the population in the school corporation who are at least
30 twenty-five (25) years of age with less than a twelfth grade education:

31 (2) Determine the quotient of:

32 (A) one thousand nineteen dollars (\$1,019); divided by

33 (B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five
34 hundred sixty-three dollars (\$4,563) in 2007:

35 (3) Determine the product of:

36 (A) the subdivision (1) amount; multiplied by

37 (B) the subdivision (2) amount.

38 STEP TWO: ONE: Determine the greater of zero (0) or the result of the following:

39 (1) Determine the percentage of the school corporation's students who were eligible for free
40 or reduced price lunches in the school year ending in 2005: 2007.

41 (2) Determine the quotient of:

42 (A) one thousand two hundred sixty dollars (\$1,260); in:

43 (i) 2008, two thousand eight hundred dollars (\$2,800); and

44 (ii) 2009, two thousand eight hundred fifty dollars (\$2,850); divided by

45 (B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five
46 hundred sixty-three dollars (\$4,563) in 2007: in:

47 (i) 2008, four thousand seven hundred fifty dollars (\$4,750); and

48 (ii) 2009, four thousand seven hundred sixty-five dollars (\$4,765) .



1 (3) Determine the product of:
 2 (A) the subdivision (1) amount; multiplied by
 3 (B) the subdivision (2) amount.
 4 **STEP THREE:** Determine the greater of zero (0) or the result of the following:
 5 (1) Determine the percentage of the school corporation's students who were classified as
 6 limited English proficient in the school year ending in 2005.
 7 (2) Determine the quotient of:
 8 (A) four hundred fifty-two dollars (\$452); divided by
 9 (B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five
 10 hundred sixty-three dollars (\$4,563) in 2007.
 11 (3) Determine the product of:
 12 (A) the subdivision (1) amount; multiplied by
 13 (B) the subdivision (2) amount.
 14 **STEP FOUR:** Determine the greater of zero (0) or the result of the following:
 15 (1) Determine the percentage of families in the school corporation with a single parent.
 16 (2) Determine the quotient of:
 17 (A) five hundred fifty-seven dollars (\$557); divided by
 18 (B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five
 19 hundred sixty-three dollars (\$4,563) in 2007.
 20 (3) Determine the product of:
 21 (A) the subdivision (1) amount; multiplied by
 22 (B) the subdivision (2) amount.
 23 **STEP FIVE:** Determine the greater of zero (0) or the result of the following:
 24 (1) Determine the percentage of families in the school corporation with children who are less
 25 than eighteen (18) years of age and who have a family income level below the federal income
 26 poverty level (as defined in IC 12-15-2-1).
 27 (2) Determine the quotient of:
 28 (A) three hundred forty-seven dollars (\$347); divided by
 29 (B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five
 30 hundred sixty-three dollars (\$4,563) in 2007.
 31 (3) Determine the product of:
 32 (A) the subdivision (1) amount; multiplied by
 33 (B) the subdivision (2) amount.
 34 **STEP SIX:** Determine the sum of the results in **STEP ONE** through **STEP FIVE**.
 35 **STEP SEVEN: TWO:** Determine the result of one (1) plus the **STEP SIX ONE** result.
 36 **STEP EIGHT: THREE:** This STEP applies if the **STEP SEVEN TWO** result is equal to or
 37 greater than **at least** one and twenty-five hundredths (1.25). Determine the result of the
 38 following:
 39 (1) Subtract one and twenty-five hundredths (1.25) from the **STEP SEVEN TWO** result.
 40 (2) Multiply the subdivision (1) result by five-tenths (0.5).
 41 (3) (2) Determine the result of:
 42 (A) the **STEP SEVEN TWO** result; plus
 43 (B) the subdivision (2) (1) result.
 44 The data to be used in making the calculations under **STEP ONE** **STEP FOUR**, and **STEP FIVE** of this
 45 subsection must be the data from the 2000 federal decennial census:
 46 (b) A charter school's complexity index is the index determined under subsection (a) for the school
 47 corporation in which the charter school is located. However, the complexity index for Campagna



Academy Charter School is the complexity index determined under subsection (a) for Gary Community School Corporation.

SECTION 94. IC 20-43-5-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. A school corporation's foundation amount for a calendar year is the result determined under STEP TWO of the following formula:

STEP ONE: Determine:

(A) ~~four thousand five hundred seventeen dollars (\$4,517) in 2006; or~~

(B) ~~four thousand five hundred sixty-three dollars (\$4,563) in 2007.~~

(A) **in 2008:**

(i) **five thousand dollars (\$5,000) if the school corporation's complexity index is greater than one and twenty-five hundredths (1.25) and the school corporation's current ADM is less than one thousand seven hundred (1,700); or**

(ii) **four thousand seven hundred fifty dollars (\$4,750), if item (i) does not apply; or**

(B) **in 2009:**

(i) **five thousand dollars (\$5,000) if the school corporation's complexity index is greater than one and twenty-five hundredths (1.25) and the school corporation's current ADM is less than one thousand seven hundred (1,700); or**

(ii) **four thousand seven hundred sixty-five dollars (\$4,765) if item (i) does not apply.**

STEP TWO: Multiply the STEP ONE amount by the school corporation's complexity index.

SECTION 95. IC 20-43-5-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's transition to foundation amount for a calendar year is equal to the result determined under STEP THREE of the following formula:

STEP ONE: Determine the difference of:

(A) the school corporation's foundation amount; minus

(B) the school corporation's previous year revenue foundation amount.

STEP TWO: Divide the STEP ONE result by:

(A) ~~six (6)~~ **four (4) in 2006; 2008; or**

(B) ~~five (5)~~ **three (3) in 2007; 2009.**

STEP THREE: A school corporation's STEP THREE amount is the following:

(A) For a charter school that has previous year revenue that is not greater than zero (0), the charter school's STEP THREE amount is the quotient of:

(i) the school corporation's guaranteed minimum revenue for the calendar year where the charter school is located; divided by

(ii) the school corporation's current ADM.

(B) The STEP THREE amount for a school corporation that is not a charter school described in clause (A) is the following:

(i) The school corporation's foundation amount for the calendar year, if the absolute value of the STEP ONE amount is less than or equal to fifty dollars (\$50).

(ii) For ~~2007; 2009~~, **2009**, the school corporation's foundation amount for the calendar year, if the foundation amount in ~~2006~~ **2008** equaled the school corporation's target revenue per ADM in ~~2006; 2008~~.

(iii) The sum of the school corporation's previous year revenue foundation amount and the greater of the school corporation's STEP TWO amount or fifty dollars (\$50), if the school corporation's STEP ONE amount is greater than fifty dollars (\$50).

(iv) The difference determined by subtracting the greater of the absolute value of the school corporation's STEP TWO amount or fifty dollars (\$50) from the school corporation's



1 previous year revenue foundation amount, if the school corporation's STEP ONE amount
2 is less than negative fifty dollars (-\$50).

3 SECTION 96. IC 20-43-5-8, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 8. A school corporation's guaranteed
5 minimum revenue for a calendar year is ~~equal to~~ **the result determined under STEP TWO of the**
6 **following formula:**

7 **STEP ONE: Determine** the greater of the following:

8 **(+) (A)** The school corporation's transition to foundation revenue for the calendar year.

9 **(-) (B)** The amount determined under STEP THREE of the following formula:

10 STEP ONE: Divide the school corporation's previous year revenue by the school
11 corporation's previous year ADM.

12 STEP TWO: Multiply the STEP ONE result by ninety-nine hundredths (0.99).

13 STEP THREE: Multiply the STEP TWO amount by the school corporation's current ADM.

14 **STEP TWO: Determine the following:**

15 **(A) This clause does not apply to a charter school. If the quotient of the school**
16 **corporation's current ADM divided by the school corporation's ADM of the previous**
17 **year is less than one and five hundredths (1.05), the school corporation's guaranteed**
18 **minimum revenue is the lesser of:**

19 **(i) the STEP ONE amount; or**

20 **(ii) the product of the school corporation's previous year revenue multiplied by one**
21 **and six hundredths (1.06).**

22 **(B) This clause does not apply to a charter school. If the quotient of the school**
23 **corporation's STEP ONE amount divided by the school corporation's previous year**
24 **guaranteed minimum revenue is at least one (1) and not greater than one and one**
25 **hundredth (1.01), the school corporation's guaranteed minimum revenue is the sum of**
26 **the school corporation's:**

27 **(i) STEP ONE amount; plus**

28 **(ii) current ADM multiplied by one hundred dollars (\$100).**

29 **(C) This clause does not apply to a charter school. If the school corporation's current**
30 **ADM is less than two thousand and the school corporation's STEP ONE amount is less**
31 **than the school corporation's previous year guaranteed minimum revenue, the school**
32 **corporation's guaranteed minimum revenue is the sum of the school corporation's:**

33 **(i) STEP ONE amount; plus**

34 **(ii) current ADM multiplied by two hundred dollars (\$200);**

35 **(D) This clause does not apply to a charter school. If the current ADM of the school**
36 **corporation is less than one hundred (100), the school corporation's guaranteed**
37 **minimum revenue is the school corporation's transition to foundation amount multiplied**
38 **the school corporation's ADM.**

39 **(E) This clause does not apply to a charter school. If clauses (A) through (D) do not**
40 **apply, the school corporation's guaranteed minimum revenue is the school corporation's**
41 **STEP ONE amount.**

42 **(F) This clause applies only to a charter school. The charter school's guaranteed**
43 **minimum revenue is the greater of zero (0) or the charter school's guaranteed minimum**
44 **revenue for 2007.**

45 SECTION 97. IC 20-43-7-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
46 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's special
47 education grant for a calendar year is equal to the sum of the following:

48 (1) The nonduplicated count of pupils in programs for severe disabilities multiplied by:



1 (A) in 2008, eight thousand ~~two four~~ hundred ~~forty-six~~ dollars (~~\$8,246~~): **(\$8,400); and**
2 **(B) in 2009, eight thousand five hundred dollars (\$8,500).**

3 (2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied
4 by:

5 (A) in 2008, two thousand two hundred ~~thirty-eight~~ **seventy** dollars (~~\$2,238~~): **(\$2,270); and**
6 **(B) in 2009, two thousand three hundred twenty dollars (\$2,320).**

7 (3) The duplicated count of pupils in programs for communication disorders multiplied by:

8 (A) in 2008, five hundred ~~thirty-one~~ **thirty-five** dollars (~~\$531~~): **(\$535); and**

9 **(B) in 2009, five hundred forty dollars (\$540).**

10 (4) The cumulative count of pupils in homebound programs multiplied by:

11 (A) in 2008, five hundred ~~thirty-one~~ **thirty-five** dollars (~~\$531~~): **(\$535); and**

12 **(B) in 2009, five hundred forty dollars (\$540).**

13 SECTION 98. IC 20-43-9-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
14 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. For purposes of computation under
15 this chapter, the following shall be used:

16 (1) The staff cost amount for a school corporation:

17 (A) in 2008, is ~~sixty-nine~~ **seventy-three** thousand ~~eight nine~~ hundred ~~eleven~~ dollars
18 (~~\$69,811~~): **(\$73,900); and**

19 **(B) in 2009, seventy-seven thousand dollars (\$77,000).**

20 (2) The guaranteed primetime amount for a school corporation is the primetime allocation, before
21 any penalty is assessed under this chapter, that the school corporation would have received under
22 this chapter for the 1999 calendar year or the first year of participation in the program, whichever
23 is later.

24 (3) The following apply to determine whether amounts received under this chapter have been
25 devoted to reducing class size in kindergarten through grade 3 as required by section 2 of this
26 chapter:

27 (A) Except as permitted under section 8 of this chapter, only a licensed teacher who is an
28 actual classroom teacher in a regular instructional program is counted as a teacher.

29 (B) If a school corporation is granted approval under section 8 of this chapter, the school
30 corporation may include as one-third (1/3) of a teacher each classroom instructional aide who
31 meets qualifications and performs duties prescribed by the state board.

32 SECTION 99. IC 20-43-9-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO
33 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's primetime
34 distribution for a calendar year under this chapter is the amount determined by the following formula:

35 STEP ONE: Determine the applicable target pupil/teacher ratio for the school corporation as
36 follows:

37 (A) If the school corporation's complexity index is less than one and one-tenth (1.1), the
38 school corporation's target pupil/teacher ratio is eighteen to one (18:1).

39 (B) If the school corporation's complexity index is at least one and one-tenth (1.1) but less
40 than one and two-tenths (1.2), the school corporation's target pupil/teacher ratio is fifteen (15)
41 plus the result determined in item (iii) to one (1):

42 (i) Determine the result of one and two-tenths (1.2) minus the school corporation's
43 complexity index.

44 (ii) Determine the item (i) result divided by one-tenth (0.1).

45 (iii) Determine the item (ii) result multiplied by three (3).

46 (C) If the school corporation's complexity index is at least one and two-tenths (1.2), the school
47 corporation's target pupil/teacher ratio is fifteen to one (15:1).

48 STEP TWO: Determine the result of:



1 (A) the ADM of the school corporation in kindergarten through grade 3 for the current school
 2 year; divided by
 3 (B) the school corporation's applicable target pupil/teacher ratio, as determined in STEP ONE.
 4 STEP THREE: Determine the result of:
 5 (A) the total target revenue for ~~2006 and 2007~~ **the year** multiplied by seventy-five hundredths
 6 (0.75); divided by
 7 (B) the school corporation's total ADM.
 8 STEP FOUR: Determine the result of:
 9 (A) the STEP THREE result; multiplied by
 10 (B) the ADM of the school corporation in kindergarten through grade 3 for the current school
 11 year.
 12 STEP FIVE: Determine the result of:
 13 (A) the STEP FOUR result; divided by
 14 (B) the staff cost amount.
 15 STEP SIX: Determine the greater of zero (0) or the result of:
 16 (A) the STEP TWO amount; minus
 17 (B) the STEP FIVE amount.
 18 STEP SEVEN: Determine the result of:
 19 (A) the STEP SIX amount; multiplied by
 20 (B) the staff cost amount.
 21 STEP EIGHT: Determine the greater of the STEP SEVEN amount or the school corporation's
 22 guaranteed primetime amount.
 23 STEP NINE: A school corporation's amount under this STEP is the following:
 24 (A) If the amount the school corporation received under this chapter in the previous calendar
 25 year is greater than zero (0), the amount under this STEP is the lesser of:
 26 (i) the STEP EIGHT amount; or
 27 (ii) the amount the school corporation received under this chapter for the previous calendar
 28 year multiplied by one hundred seven and one-half percent (107.5%).
 29 (B) If the amount the school corporation received under this chapter in the previous calendar
 30 year is not greater than zero (0), the amount under this STEP is the STEP EIGHT amount.
 31 SECTION 100. IC 20-45-1-13.6 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION**
 32 **TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 13.6. "Growing school**
 33 **supplemental levy" is the amount determined under IC 20-45-3-12.**
 34 SECTION 101. IC 20-45-3-3, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO
 35 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. The following amounts must be
 36 determined under this chapter to calculate a school corporation's maximum permissible tuition support
 37 levy for a calendar year:
 38 (1) The school corporation's foundation amount revenue for the calendar year under section 4 of
 39 this chapter.
 40 (2) The school corporation's tax rate floor for the calendar year under section 5 of this chapter.
 41 (3) The school corporation's target property tax rate for the calendar year under section 6 of this
 42 chapter.
 43 (4) The school corporation's adjusted target property tax rate for a calendar year under section
 44 7 of this chapter.
 45 (5) The school corporation's equalization tax rate limit for a calendar year under section 8 of this
 46 chapter.
 47 (6) The school corporation's equalization tax rate for a calendar year under section 9 of this
 48 chapter.



(7) The school corporation's equalized levy for a calendar year under section 10 of this chapter.

(8) The growing school supplemental levy for a calendar year under section 12 of this chapter.

SECTION 102. IC 20-45-3-5, AS AMENDED BY P.L.162-2006, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. (a) A school corporation's tax rate floor is the tax rate determined under this section.

(b) This subsection applies only if the school corporation's guaranteed minimum revenue for the calendar year is not equal to the school corporation's foundation amount revenue for a calendar year. The school corporation's tax rate floor for the calendar year is the result under STEP SIX of the following formula:

STEP ONE: Divide the school corporation's total assessed value by the school corporation's current ADM.

STEP TWO: Divide the STEP ONE result by ten thousand (10,000).

STEP THREE: Determine the greater of the following:

(A) The STEP TWO result.

(B) ~~Thirty-six~~ **Forty-six** dollars and ~~thirty cents~~ **(\$36.30): (\$46).**

STEP FOUR: Determine the result under clause (B):

(A) Subtract the school corporation's foundation amount revenue for the calendar year from the school corporation's guaranteed minimum revenue for the calendar year.

(B) Divide the clause (A) result by the school corporation's current ADM.

STEP FIVE: Divide the STEP FOUR result by the STEP THREE result.

STEP SIX: Divide the STEP FIVE result by one hundred (100).

(c) This subsection applies only if the school corporation's guaranteed minimum revenue for the calendar year is equal to the school corporation's foundation amount revenue for a calendar year and the STEP ONE result is greater than zero (0). The school corporation's tax rate floor for the calendar year is the result under STEP SEVEN of the following formula:

STEP ONE: Add the following:

(A) An amount equal to the annual decrease in federal aid to impacted areas from the year preceding the ensuing calendar year by three (3) years to the year preceding the ensuing calendar year by two (2) years.

(B) The part of the unadjusted tuition support levy for the year that equals the original amount of the levy imposed by the school corporation to cover the costs of opening a new school facility during the preceding year.

STEP TWO: Divide the STEP ONE result by the school corporation's current ADM.

STEP THREE: Divide the school corporation's total assessed value by the school corporation's current ADM.

STEP FOUR: Divide the STEP THREE result by ten thousand (10,000).

STEP FIVE: Determine the greater of the following:

(A) The STEP FOUR result.

(B) ~~Thirty-six~~ **Forty-six** dollars and ~~thirty cents~~ **(\$36.30): (\$46).**

STEP SIX: Divide the STEP TWO result by the STEP FIVE amount.

STEP SEVEN: Divide the STEP SIX result by one hundred (100).

SECTION 103. IC 20-45-3-6, AS AMENDED BY P.L.162-2006, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. ~~(a)~~ A school corporation's target property tax rate for a calendar year is the sum of:

(1) in:

~~(A) 2006; seventy-two cents (\$0.72); and~~

~~(B) 2007; the greater of:~~



1 (i) seventy-two and ninety-two hundredths cents (\$0.7292); or
 2 (ii) the rate determined under subsection (b);
 3 (A) 2008, sixty-six and one tenth cents (\$0.661); or
 4 (B) 2009, sixty-four and nine-tenths cents (\$0.649); plus
 5 (2) if applicable, the school corporation's minimum equalization tax rate.
 6 (b) If using the best information available to the department of local government finance, the
 7 department of local government finance determines that the result of:
 8 (1) the lesser of:
 9 (A) two billion thirty-five million nine hundred thousand dollars (\$2,035,900,000); or
 10 (B) the result of:
 11 (i) the sum of the tuition support levies certified by the department of local government
 12 finance for all school corporations for 2006; multiplied by
 13 (ii) one and forty-one thousandths (1.041); minus
 14 (2) the sum of all maximum permissible tuition support levies for all school corporations in 2007;
 15 as determined by using the tax rate specified in subsection (a)(1)(B)(i);
 16 would exceed one million dollars (\$1,000,000) in 2007; the department of local government finance;
 17 shall, before February 16, 2007, adjust the tax rate used in subsection (a)(1)(B) for 2007 so that the
 18 difference determined by subtracting the sum of all maximum permissible tuition support levies (as
 19 defined in IC 20-45-1-15) for all school corporations determined by using the adjusted tax rate from
 20 the amount determined under subdivision (1) does not exceed one million dollars (\$1,000,000). To
 21 carry out this subsection the department of local government finance may increase a school
 22 corporation's tax rate and levy to a rate and amount that exceeds the rate originally advertised or fixed
 23 by the school corporation. Before adjusting a tax rate under this subsection, the department of local
 24 government finance shall review the recommendations of the department of education and the budget
 25 agency.

26 SECTION 104. IC 20-45-3-8, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO
 27 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 8. A school corporation's equalization
 28 tax rate limit for a calendar year is the result of:

- 29 (1) the school corporation's adjusted target property tax rate; minus
- 30 (2) the school corporation's previous year property tax rate, **excluding the part of the tax rate**
 31 **imposed for a growing school supplemental levy.**

32 SECTION 105. IC 20-45-3-9, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO
 33 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 9. (a) A school corporation's
 34 equalization tax rate for a calendar year is the tax rate determined under this section.

35 (b) If the school corporation's adjusted target property tax rate exceeds the school corporation's
 36 previous year property tax rate, the school corporation's equalization tax rate for a calendar year is the
 37 school corporation's previous year property tax rate (**excluding the part of the tax rate imposed for**
 38 **a growing school supplemental levy**) after increasing the rate by the lesser of:

- 39 (1) the school corporation's equalization tax rate limit for the calendar year; or
- 40 (2) three cents (\$0.03).

41 (c) If the school corporation's adjusted target property tax rate is less than the school corporation's
 42 previous year property tax rate, the school corporation's equalization tax rate for a calendar year is the
 43 school corporation's previous year property tax rate (**excluding the part of the tax rate imposed for**
 44 **a growing school supplemental levy**) after reducing the rate by the lesser of:

- 45 (1) the absolute value of the school corporation's equalization tax rate limit; or
- 46 (2) eight cents (\$0.08).



(d) If the school corporation's adjusted target property tax rate equals the school corporation's previous year property tax rate, the school corporation's equalization tax rate for a calendar year is the school corporation's adjusted target property tax rate.

SECTION 106. IC 20-45-3-11, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 11. A school corporation's tuition support levy for a calendar year is the sum of the following:

(1) The school corporation's equalized levy for the calendar year.

(2) An amount equal to the annual decrease in federal aid to impacted areas from the year preceding the ensuing calendar year by three (3) years to the year preceding the ensuing calendar year by two (2) years.

(3) The part of the maximum permissible tuition support levy for the year that equals the original amount of the levy by the school corporation to cover the costs of opening a new school facility or reopening an existing facility during the preceding year.

(4) The amount determined under STEP FOUR of the following formula:

STEP ONE: Determine the target revenue per ADM for each charter school that included at least one (1) student who has legal settlement in the school corporation in the charter school's current ADM.

STEP TWO: For each charter school, multiply the STEP ONE amount by the number of students who have legal settlement in the school corporation and who are included in the charter school's current ADM.

STEP THREE: Determine the sum of the STEP TWO amounts.

STEP FOUR: Multiply the STEP THREE amount by thirty-five hundredths (0.35).

(5) If applicable, the school corporation's growing school supplemental levy.

SECTION 107. IC 20-45-3-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 12. (a) A school corporation's growing school supplemental levy for a particular year is:**

(1) the amount determined under subsection (b) if the current ADM of the school corporation divided by the school corporation's ADM for the immediately preceding year is greater than one and five hundredths (1.05); and

(2) zero (0) if subdivision (1) does not apply.

(b) For a school corporation to which this subsection applies, the growing school supplemental levy for a year is equal to the result determined under STEP THREE of the following formula:

STEP ONE: Determine the result of:

(A) the school corporation's current ADM; minus

(B) the result of the school corporation's ADM for the immediately preceding year multiplied by one and five hundredths (1.05).

STEP TWO: Multiply the school corporation's target revenue per ADM by the STEP ONE amount.

STEP THREE: Determine the sum of the STEP TWO amount and the school corporation's supplemental levy for the previous year.

SECTION 108. IC 20-46-5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 12. (a) If:**

(1) a school corporation enters into a lease agreement with the Indiana bond bank for the lease of one (1) or more school buses under IC 5-1.5-4-1(a)(5);

(2) the lease agreement conforms with the school corporation's ten (10) year school bus replacement plan approved by the department of local government finance under section 9 of this chapter; and



1 (3) in the first full fiscal year after the effective date of the lease agreement, there would
2 otherwise be a reduction in the levy in an amount equal to the difference between the total
3 purchase price of such bus or buses and the total rental payment due under the lease
4 agreement;

5 the levy in that fiscal year may not be reduced by the amount of the reduction.

6 (b) Any or all of the amount of that part of the levy may, on or before the end of the year of
7 its collection, be:

8 (1) retained in the fund;

9 (2) transferred to the school transportation fund established under IC 20-40-6-4; or

10 (3) transferred to the capital projects fund established under IC 20-40-8-6.

11 SECTION 109. IC 22-4-26-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
12 2007]: Sec. 5. (a) Money credited to the account of this state in the unemployment trust fund by the
13 Secretary of the Treasury of the United States pursuant to 42 U.S.C. 1103, as amended, may be
14 requisitioned and used for the payment of expenses incurred for the administration of this article and
15 public employment offices pursuant to a specific appropriation by the general assembly, provided that
16 the expenses are incurred and the money is requisitioned after the enactment of an appropriation
17 statute which:

18 (1) specifies the purposes for which such money is appropriated and the amounts appropriated
19 therefor;

20 (2) except as provided in subsection (i), limits the period within which such money may be
21 obligated to a period ending not more than two (2) years after the date of the enactment of the
22 appropriation statute; and

23 (3) limits the total amount which may be obligated during a twelve (12) month period beginning
24 on July 1 and ending on the next June 30 to an amount which does not exceed the amount by
25 which:

26 (A) the aggregate of the amounts credited to the account of this state pursuant to 42 U.S.C.
27 1103, as amended, during such twelve (12) month period and the twenty-four (24) preceding
28 twelve (12) month periods; exceeds

29 (B) the aggregate of the amounts obligated by this state pursuant to this section and amounts
30 paid out for benefits and charged against the amounts credited to the account of this state
31 during such twenty-five (25) twelve (12) month periods.

32 (b) For the purposes of this section, amounts obligated by this state during any such twelve (12)
33 month period shall be charged against equivalent amounts which were first credited and which have
34 not previously been so charged, except that no amount obligated for administration of this article and
35 public employment offices during any such twelve (12) month period may be charged against any
36 amount credited during such twelve (12) month period earlier than the fourteenth preceding such
37 twelve (12) month period.

38 (c) Amounts credited to the account of this state pursuant to 42 U.S.C. 1103, as amended, may not
39 be obligated except for the payment of cash benefits to individuals with respect to their unemployment
40 and for the payment of expenses incurred for the administration of this article and public employment
41 offices pursuant to this section.

42 (d) Money appropriated as provided in this section for the payment of expenses incurred for the
43 administration of this article and public employment offices pursuant to this section shall be
44 requisitioned as needed for payment of obligations incurred under such appropriation and upon
45 requisition shall be deposited in the employment and training services administration fund but, until
46 expended, shall remain a part of the unemployment insurance benefit fund. The commissioner shall
47 maintain a separate record of the deposit, obligation, expenditure, and return of funds so deposited.
48 If any money so deposited is for any reason not to be expended for the purpose for which it was



1 appropriated, or if it remains unexpended at the end of the period specified by the statute appropriating
2 such money, it shall be withdrawn and returned to the Secretary of the Treasury of the United States
3 for credit to this state's account in the unemployment trust fund.

4 (e) There is appropriated out of the funds made available to Indiana under Section 903 of the Social
5 Security Act, as amended by Section 209 of the Temporary Extended Unemployment Compensation
6 Act of 2002 (which is Title II of the federal Jobs Creation and Worker Assistance Act of 2002,
7 Pub.L107-147), seventy-two million two hundred thousand dollars (\$72,200,000) to the department
8 of workforce development. The appropriation made by this subsection is available for ten (10) state
9 fiscal years beginning with the state fiscal year beginning July 1, 2003. Unencumbered money at the
10 end of a state fiscal year does not revert to the state general fund.

11 (f) Money appropriated under subsection (e) is subject to the requirements of IC 22-4-37-1.

12 (g) Money appropriated under subsection (e) may be used only for the following purposes:

13 (1) The administration of the Unemployment Insurance (UI) program and the Wagner Peyser
14 public employment office program.

15 (2) Acquiring land and erecting buildings for the use of the department of workforce
16 development.

17 (3) Improvements, facilities, paving, landscaping, and equipment repair and maintenance that
18 may be required by the department of workforce development.

19 (h) In accordance with the requirements of subsection (g), the department of workforce
20 development may allocate up to the following amounts from the amount described in subsection (e)
21 for the following purposes:

22 (1) Thirty-nine million two hundred thousand dollars (\$39,200,000) to be used for the
23 modernization of the Unemployment Insurance (UI) system beginning July 1, 2003, and ending
24 June 30, 2013.

25 (2) For:

26 (A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, five
27 million dollars (\$5,000,000);

28 (B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, five
29 million dollars (\$5,000,000);

30 (C) the state fiscal year beginning after June 30, 2005, and ending before July 1, 2006, five
31 million dollars (\$5,000,000);

32 (D) the state fiscal year beginning after June 30, 2006, and ending before July 1, 2007, five
33 million dollars (\$5,000,000); ~~and~~

34 (E) the state fiscal year beginning after June 30, 2007, and ending before July 1, 2008, five
35 million dollars (\$5,000,000); **and**

36 **(F) state fiscal years beginning after June 30, 2008, and ending before July 1, 2012, the**
37 **unused part of any amount allocated in any year for any purpose under this subsection;**
38 for the JOBS proposal to meet the workforce needs of Indiana employers in high wage, high skill,
39 high demand occupations.

40 (3) For:

41 (A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, four
42 million dollars (\$4,000,000);

43 (B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, four
44 million dollars (\$4,000,000);

45 to be used by the workforce investment boards in the administration of Indiana's public
46 employment offices.



(i) The amount appropriated under subsection (e) for the payment of expenses incurred in the administration of this article and public employment is not required to be obligated within the two (2) year period described in subsection (a)(2).

SECTION 110. IC 33-37-4-2, AS AMENDED BY P.L.176-2005, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) Except as provided in subsections (d) and (e), for each action that results in a judgment:

(1) for a violation constituting an infraction; or

(2) for a violation of an ordinance of a municipal corporation (as defined in IC 36-1-2-10); the clerk shall collect from the defendant an infraction or ordinance violation costs fee of seventy dollars (\$70).

(b) In addition to the infraction or ordinance violation costs fee collected under this section, the clerk shall collect from the defendant the following fees, if they are required under IC 33-37-5:

(1) A document fee (IC 33-37-5-1, IC 33-37-5-3, or IC 33-37-5-4).

(2) An alcohol and drug services program user fee (IC 33-37-5-8(b)).

(3) A law enforcement continuing education program fee (IC 33-37-5-8(c)).

(4) An alcohol and drug countermeasures fee (IC 33-37-5-10).

(5) A highway work zone fee (IC 33-37-5-14).

(6) A deferred prosecution fee (IC 33-37-5-17).

(7) A jury fee (IC 33-37-5-19).

(8) A document storage fee (IC 33-37-5-20).

(9) An automated record keeping fee (IC 33-37-5-21).

(10) A late payment fee (IC 33-37-5-22).

(11) A public defense administration fee (IC 33-37-5-21.2).

(12) A judicial insurance adjustment fee (IC 33-37-5-25).

(13) A judicial salaries fee (IC 33-37-5-26).

(14) A court administration fee (IC 33-37-5-27).

(15) A DNA sample processing fee (IC 33-37-5-26.2).

(16) A speeding violation fee (IC 33-37-5-30).

(17) A passenger restraint violation fee (IC 33-37-5-31).

(18) A driving while a license is suspended fee (IC 33-27-5-32).

(19) A driving while intoxicated and endangering a person fee (IC 33-37-5-33).

(20) A disregard for stop sign fee (IC 33-37-5-34).

(21) A disregard of traffic signal fee (IC 33-37-5-35).

(22) A driving while intoxicated fee (IC 33-37-5-36).

(23) A child restraint violation fee (IC 33-37-5-37).

(24) A disregard of traffic control device fee (IC 33-37-5-38).

(25) A prior operating under the influence fee (IC 33-37-5-39).

(26) A following too closely fee (IC 33-37-5-40).

(27) A reckless driving fee (IC 33-37-5-41).

(28) An unsafe lane movement fee (IC 33-37-5-42).

(29) A yield sign violation fee (IC 33-37-5-43).

(30) An improper turn at intersection fee (IC 33-37-5-44).

(31) A driving left of center fee (IC 33-37-5-45).

(32) An offense relating to controlled substances while using a motor vehicle fee (IC 33-37-5-46).

(33) A passing in a no passing zone fee (IC 33-37-5-47).

(34) A driving on the wrong side of the road fee (IC 33-37-5-48).

(35) A driving the wrong way on a one-way road fee (IC 33-37-5-49).



1 **(36) An improper passing fee (IC 33-37-5-50).**

2 **(37) An open container fee (IC 33-37-5-51).**

3 **(38) An improper passing to the left of the center line fee (IC 33-37-5-52).**

4 **(39) An operating a vehicle with a controlled substance fee (IC 33-37-5-53).**

5 **(40) An operating a vehicle while intoxicated resulting in injury fee (IC 33-37-5-54).**

6 **(41) A failure to stop at an accident fee (IC 33-37-5-55).**

7 **(42) A zero tolerance for individuals under the age of twenty-one (21) who drive under the**
8 **influence fee (IC 33-37-5-56).**

9 (c) The clerk shall transfer to the county auditor or fiscal officer of the municipal corporation the
10 following fees, not later than thirty (30) days after the fees are collected:

11 (1) The alcohol and drug services program user fee (IC 33-37-5-8(b)).

12 (2) The law enforcement continuing education program fee (IC 33-37-5-8(c)).

13 (3) The deferral program fee subsection (e).

14 The auditor or fiscal officer shall deposit the fees in the user fee fund established under IC 33-37-8.

15 (d) The defendant is not liable for any ordinance violation costs fee in an action if all the following
16 apply:

17 (1) The defendant was charged with an ordinance violation subject to IC 33-36.

18 (2) The defendant denied the violation under IC 33-36-3.

19 (3) Proceedings in court against the defendant were initiated under IC 34-28-5 (or IC 34-4-32
20 before its repeal).

21 (4) The defendant was tried and the court entered judgment for the defendant for the violation.

22 (e) Instead of the infraction or ordinance violation costs fee prescribed by subsection (a), the clerk
23 shall collect a deferral program fee if an agreement between a prosecuting attorney or an attorney for
24 a municipal corporation and the person charged with a violation entered into under IC 34-28-5-1 (or
25 IC 34-4-32-1 before its repeal) requires payment of those fees by the person charged with the violation.

26 The deferral program fee is:

27 (1) an initial user's fee not to exceed fifty-two dollars (\$52); and

28 (2) a monthly user's fee not to exceed ten dollars (\$10) for each month the person remains in the
29 deferral program.

30 (f) The fees prescribed by this section are costs for purposes of IC 34-28-5-5 and may be collected
31 from a defendant against whom judgment is entered. Any penalty assessed is in addition to costs.

32 SECTION 111. IC 33-37-5-30 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 30. (a) This section applies to infractions**
34 **committed under IC 9-21-5.**

35 **(b) The clerk shall collect a speeding fee of eighteen dollars (\$18) for each infraction**
36 **committed under IC 9-21-5.**

37 SECTION 112. IC 33-37-5-31 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
38 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 31. (a) This section applies to infractions**
39 **committed under IC 9-19-10.**

40 **(b) The clerk shall collect a passenger restraint fee of eighteen dollars (\$18) for each**
41 **infraction committed under IC 9-19-10.**

42 SECTION 113. IC 33-37-5-32 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 32. (a) This section applies to infractions**
44 **committed under IC 9-24-19-1.**

45 **(b) The clerk shall collect a driving while a license is suspended fee of eighteen dollars (\$18)**
46 **for each infraction committed under IC 9-24-19-1.**



1 SECTION 114. IC 33-37-5-33 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 33. (a) This section applies to**
3 **misdemeanors committed under IC 9-30-5-2.**

4 (b) The clerk shall collect a driving while intoxicated and endangering a person fee of eighteen
5 dollars (\$18) for each misdemeanor committed under IC 9-30-5-2.

6 SECTION 115. IC 33-37-5-34 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 34. (a) This section applies to infractions**
8 **committed under IC 9-21-8-32.**

9 (b) The clerk shall collect a disregard for stop sign fee of eighteen dollars (\$18) for each
10 infraction committed under IC 9-21-8-32.

11 SECTION 116. IC 33-37-5-35 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 35. (a) This section applies to infractions**
13 **committed under IC 9-21-3-7.**

14 (b) The clerk shall collect a disregard of traffic signal fee of eighteen dollars (\$18) for each
15 infraction committed under IC 9-21-3-7.

16 SECTION 117. IC 33-37-5-36 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 36. (a) This section applies to**
18 **misdemeanors committed under IC 9-30-5-1.**

19 (b) The clerk shall collect a driving while intoxicated fee of eighteen dollars (\$18) for each
20 misdemeanor committed under IC 9-30-5-1.

21 SECTION 118. IC 33-37-5-37 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 37. (a) This section applies to infractions**
23 **committed under IC 9-19-11-2.**

24 (b) The clerk shall collect a child restraint violation fee of eighteen dollars (\$18) for each
25 infraction committed under IC 9-19-11-2.

26 SECTION 119. IC 33-37-5-38 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 38. (a) This section applies to infractions**
28 **committed under IC 9-21-8-41.**

29 (b) The clerk shall collect a disregard of traffic control device fee of eighteen dollars (\$18) for
30 each infraction committed under IC 9-21-8-41.

31 SECTION 120. IC 33-37-5-39 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 39. (a) This section applies to felonies**
33 **committed under IC 9-30-5-3.**

34 (b) The clerk shall collect a prior operating while intoxicated fee of eighteen dollars (\$18) for
35 each felony committed under IC 9-30-5-3.

36 SECTION 121. IC 33-37-5-40 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 40. (a) This section applies to infractions**
38 **committed under IC 9-21-8-14.**

39 (b) The clerk shall collect a following too closely fee of eighteen dollars (\$18) for each
40 infraction committed under IC 9-21-8-14.

41 SECTION 122. IC 33-37-5-41 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 41. (a) This section applies to**
43 **misdemeanors committed under IC 9-21-8-52.**

44 (b) The clerk shall collect a reckless driving fee of eighteen dollars (\$18) for each
45 misdemeanor committed under IC 9-21-8-52.

46 SECTION 123. IC 33-37-5-42 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
47 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 42. (a) This section applies to infractions**
48 **committed under IC 9-21-8-11.**



1 (b) The clerk shall collect an unsafe lane movement fee of eighteen dollars (\$18) for each
2 infraction committed under IC 9-21-8-11.

3 SECTION 124. IC 33-37-5-43 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 43. (a) This section applies to infractions**
5 **committed under IC 9-21-8-30.**

6 (b) The clerk shall collect a yield sign violation fee of eighteen dollars (\$18) for each infraction
7 committed under IC 9-21-8-30.

8 SECTION 125. IC 33-37-5-44 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 44. (a) This section applies to infractions**
10 **committed under IC 9-21-8-21.**

11 (b) The clerk shall collect an improper turn at intersection fee of eighteen dollars (\$18) for
12 each infraction committed under IC 9-21-8-21.

13 SECTION 126. IC 33-37-5-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
14 2007]: **Sec. 21. (a) This section applies to all civil, criminal, infraction, and ordinance violation**
15 **actions.**

16 (b) The clerk shall collect ~~the following a seven dollar (\$7)~~ automated record keeping fee.

17 ~~(1) Seven dollars (\$7) after June 30, 2003, and before July 1, 2009;~~

18 ~~(2) Four dollars (\$4) after June 30, 2009;~~

19 SECTION 127. IC 33-37-5-45 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 45. (a) This section applies to infractions**
21 **committed under IC 9-21-8-4.**

22 (b) The clerk shall collect a driving left of center fee of eighteen dollars (\$18) for each
23 infraction committed under IC 9-21-8-4.

24 SECTION 128. IC 33-37-5-46 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 46. (a) This section applies to**
26 **misdemeanors and felonies under IC 35-48-4-15.**

27 (b) The clerk shall collect an offense relating to controlled substances while using a motor
28 vehicle fee of eighteen dollars (\$18) for each misdemeanor committed under IC 35-48-4-15.

29 SECTION 129. IC 33-37-5-47 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 47. (a) This section applies to infractions**
31 **committed under IC 9-21-4-12.**

32 (b) The clerk shall collect a passing in a no passing zone fee of eighteen dollars (\$18) for each
33 infraction committed under IC 9-21-4-12.

34 SECTION 130. IC 33-37-5-48 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 48. (a) This section applies to infractions**
36 **committed under IC 9-21-8-2.**

37 (b) The clerk shall collect a driving on the wrong side of the road fee of eighteen dollars (\$18)
38 for each infraction committed under IC 9-21-8-2.

39 SECTION 131. IC 33-37-5-49 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 49. (a) This section applies to infractions**
41 **committed under IC 9-21-8-9.**

42 (b) The clerk shall collect a driving the wrong way on a one-way road fee of eighteen dollars
43 (\$18) for each infraction committed under IC 9-21-8-9.

44 SECTION 132. IC 33-37-5-50 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 50. (a) This section applies to infractions**
46 **committed under IC 9-21-8-5.**

47 (b) The clerk shall collect an improper passing fee of eighteen dollars (\$18) for each infraction
48 committed under IC 9-21-8-5.



1 SECTION 133. IC 33-37-5-51 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 51. (a) This section applies to infractions**
3 **committed under IC 9-30-15-3.**

4 **(b) The clerk shall collect an open container fee of eighteen dollars (\$18) for each infraction**
5 **committed under IC 9-30-15-3.**

6 SECTION 134. IC 33-37-5-52 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 52. (a) This section applies to infractions**
8 **committed under IC 9-21-8-7.**

9 **(b) The clerk shall collect an improper passing to the left of the center line fee of eighteen**
10 **dollars (\$18) for each infraction committed under IC 9-21-8-7.**

11 SECTION 135. IC 33-37-5-53 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 53. (a) This section applies to**
13 **misdemeanors committed under IC 9-30-5-1(c).**

14 **(b) The clerk shall collect an operating a vehicle with a controlled substance fee of eighteen**
15 **dollars (\$18) for each misdemeanor committed under IC 9-30-5-1(c).**

16 SECTION 136. IC 33-37-5-54 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 54. (a) This section applies to felonies**
18 **committed under IC 9-30-5-4.**

19 **(b) The clerk shall collect an operating a vehicle while intoxicated resulting in injury fee of**
20 **eighteen dollars (\$18) for each felony committed under IC 9-30-5-4.**

21 SECTION 137. IC 33-37-5-55 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 55. (a) This section applies to**
23 **misdemeanors and felonies committed under IC 9-26-1-1(1).**

24 **(b) The clerk shall collect a failure to stop at an accident fee of eighteen dollars (\$18) for each**
25 **misdemeanor or felony committed under IC 9-26-1-1(1).**

26 SECTION 138. IC 33-37-5-56 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 56. (a) This section applies to infractions**
28 **committed under IC 9-30-5-8.5.**

29 **(b) The clerk shall collect a zero tolerance for individuals under the age of twenty-one (21)**
30 **who drive under the influence fee of eighteen dollars (\$18) for each infraction committed under**
31 **IC 9-30-5-8.5.**

32 SECTION 139. IC 33-37-7-2, AS AMENDED BY P.L.174-2006, SECTION 16, IS AMENDED
33 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 2. (a) The clerk of a circuit court shall**
34 **distribute semiannually to the auditor of state as the state share for deposit in the state general fund**
35 **seventy percent (70%) of the amount of fees collected under the following:**

36 (1) IC 33-37-4-1(a) (criminal costs fees).

37 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

38 (3) IC 33-37-4-3(a) (juvenile costs fees).

39 (4) IC 33-37-4-4(a) (civil costs fees).

40 (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

41 (6) IC 33-37-4-7(a) (probate costs fees).

42 (7) IC 33-37-5-17 (deferred prosecution fees).

43 **(b) The clerk of a circuit court shall distribute semiannually to the auditor of state for deposit in the**
44 **state user fee fund established in IC 33-37-9-2 the following:**

45 (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees
46 collected under IC 33-37-4-1(b)(5).

47 (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under
48 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).



1 (3) Fifty percent (50%) of the child abuse prevention fees collected under IC 33-37-4-1(b)(7).
 2 (4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected
 3 under IC 33-37-4-1(b)(8).
 4 (5) One hundred percent (100%) of the highway work zone fees collected under
 5 IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).
 6 (6) One hundred percent (100%) of the safe schools fee collected under IC 33-37-5-18.
 7 (7) One hundred percent (100%) of the automated record keeping fee (IC 33-37-5-21).
 8 (c) The clerk of a circuit court shall distribute monthly to the county auditor the following:
 9 (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees
 10 collected under IC 33-37-4-1(b)(5).
 11 (2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under
 12 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
 13 The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug
 14 free community fund established under IC 5-2-11.
 15 (d) The clerk of a circuit court shall distribute monthly to the county auditor fifty percent (50%)
 16 of the child abuse prevention fees collected under IC 33-37-4-1(b)(7). The county auditor shall deposit
 17 fees distributed by a clerk under this subsection into the county child advocacy fund established under
 18 IC 12-17-17.
 19 (e) The clerk of a circuit court shall distribute monthly to the county auditor one hundred percent
 20 (100%) of the late payment fees collected under IC 33-37-5-22. The county auditor shall deposit fees
 21 distributed by a clerk under this subsection as follows:
 22 (1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor
 23 shall deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established
 24 under IC 33-37-5-2 and sixty percent (60%) of the fees in the county general fund.
 25 (2) If the county fiscal body has not adopted an ordinance described in subdivision (1), the county
 26 auditor shall deposit all the fees in the county general fund.
 27 (f) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in
 28 the sexual assault victims assistance account established by IC 4-23-25-11(i) one hundred percent
 29 (100%) of the sexual assault victims assistance fees collected under IC 33-37-5-23.
 30 (g) The clerk of a circuit court shall distribute monthly to the county auditor the following:
 31 (1) One hundred percent (100%) of the support and maintenance fees for cases designated as
 32 non-Title IV-D child support cases in the Indiana support enforcement tracking system (ISETS)
 33 collected under IC 33-37-5-6.
 34 (2) The percentage share of the support and maintenance fees for cases designated as IV-D child
 35 support cases in ISETS collected under IC 33-37-5-6 that is reimbursable to the county at the
 36 federal financial participation rate.
 37 The county clerk shall distribute monthly to the office of the secretary of family and social services
 38 the percentage share of the support and maintenance fees for cases designated as Title IV-D child
 39 support cases in ISETS collected under IC 33-37-5-6 that is not reimbursable to the county at the
 40 applicable federal financial participation rate.
 41 (h) The clerk of a circuit court shall distribute monthly to the county auditor the following:
 42 (1) One hundred percent (100%) of the small claims service fee under IC 33-37-4-6(a)(1)(B) or
 43 IC 33-37-4-6(a)(2) for deposit in the county general fund.
 44 (2) One hundred percent (100%) of the small claims garnishee service fee under
 45 IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for deposit in the county general fund.
 46 (i) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the
 47 state general fund one hundred percent (100%) of the following:
 48 (1) The public defense administration fee collected under IC 33-37-5-21.2.



- 1 (2) The judicial salaries fees collected under IC 33-37-5-26.
2 (3) The DNA sample processing fees collected under IC 33-37-5-26.2.
3 (4) The court administration fees collected under IC 33-37-5-27.
4 (j) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the
5 judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent
6 (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.
7 (k) The proceeds of the service fee collected under IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall
8 be distributed as follows:
9 (1) The clerk shall distribute one hundred percent (100%) of the service fees collected in a
10 circuit, superior, county, or probate court to the county auditor for deposit in the county general
11 fund.
12 (2) The clerk shall distribute one hundred percent (100%) of the service fees collected in a city
13 or town court to the city or town fiscal officer for deposit in the city or town general fund.
14 (l) The proceeds of the garnishee service fee collected under IC 33-37-5-28(b)(3) or
15 IC 33-37-5-28(b)(4) shall be distributed as follows:
16 (1) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected
17 in a circuit, superior, county, or probate court to the county auditor for deposit in the county
18 general fund.
19 (2) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected
20 in a city or town court to the city or town fiscal officer for deposit in the city or town general
21 fund.
22 **(m) The clerk of a circuit court shall distribute monthly to the auditor of state:**
23 **(1) the speeding fee collected under IC 33-37-5-30;**
24 **(2) the passenger restraint fee collected under IC 33-37-5-31;**
25 **(3) a driving while a license is suspended fee under IC 33-37-5-32;**
26 **(4) a driving while intoxicated and endangering a person fee under IC 33-37-5-33;**
27 **(5) a disregard for stop sign fee under IC 33-37-5-34;**
28 **(6) a disregard of traffic signal fee under IC 33-37-5-35;**
29 **(7) a driving while intoxicated fee under IC 33-37-5-36;**
30 **(8) a child restraint violation fee under IC 33-37-5-37;**
31 **(9) a disregard of traffic control device fee under IC 33-37-5-38;**
32 **(10) a prior operating while intoxicated fee under IC 33-37-5-39;**
33 **(11) a following too closely fee under IC 33-37-5-40;**
34 **(12) a reckless driving fee under IC 33-37-5-41;**
35 **(13) an unsafe lane movement fee under IC 33-37-5-42;**
36 **(14) a yield sign violation fee under IC 33-37-5-43;**
37 **(15) an improper turn at intersection fee under IC 33-37-5-44;**
38 **(16) a driving left of center fee under IC 33-37-5-45;**
39 **(17) an offense relating to controlled substances while using a motor vehicle fee under**
40 **IC 33-37-5-46;**
41 **(18) a passing in a no passing zone fee under IC 33-37-5-47;**
42 **(19) a driving on the wrong side of the road fee under IC 33-37-5-48;**
43 **(20) a driving the wrong way on a one-way road fee IC 33-37-5-49;**
44 **(21) an improper passing fee under IC 33-37-5-50;**
45 **(22) an open container fee under IC 33-37-5-51;**
46 **(23) an improper passing to the left of the center line fee under IC 33-37-5-52;**
47 **(24) an operating a vehicle with a controlled substance fee under IC 33-37-5-53;**
48 **(25) an operating a vehicle while intoxicated resulting in injury fee under IC 33-37-5-54;**



1 (26) a failure to stop at an accident fee under IC 33-37-5-55; and
2 (27) a zero tolerance for individuals under the age of twenty-one (21) who drive under the
3 influence fee under IC 33-37-5-56;
4 for deposit in the spinal cord and brain injury fund established by IC 16-41-42-4.

5 SECTION 140. IC 34-30-2-83.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION
6 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 83.5. IC 16-41-42-6 (Concerning
7 members of the spinal cord and brain injury research board).

8 SECTION 141. IC 35-38-4-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
9 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) This section applies to state
10 reimbursement of expenses for conducting a new trial if:

11 (1) a defendant is convicted of an offense in a criminal proceeding conducted in a trial
12 court;

13 (2) the defendant appeals the defendant's conviction to the Indiana court of appeals or
14 Indiana supreme court; and

15 (3) the court of appeals or supreme court remands the case to the trial court for a new trial.

16 (b) The state shall reimburse the trial court, the prosecuting attorney, and, if the defendant
17 is represented by a public defender, the public defender for expenses:

18 (1) incurred by the trial court, prosecuting attorney, and public defender in conducting a
19 new trial described in subsection (a); and

20 (2) that would ordinarily be paid by the county in which the trial court is located.

21 (c) The expenses of a trial court, prosecuting attorney, and public defender reimbursed under
22 this section:

23 (1) may not include any salary or other remuneration paid to a trial court judge,
24 prosecuting attorney, deputy prosecuting attorney, or public defender; and

25 (2) must be paid from money in the state general fund.

26 SECTION 142. IC 36-7-11.5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
27 2007]: Sec. 1. (a) As used in this chapter, "commission" refers to the historic hotel preservation
28 commission established by an interlocal agreement under section 3 of this chapter.

29 (b) Except as provided in section 11 of this chapter, "fund" refers to the community trust fund
30 established by section 8 of this chapter.

31 (a) As used in this chapter, "advisory board" refers to the Orange County development
32 advisory board established by section 12 of this chapter.

33 (b) As used in this chapter, "development commission" refers to the Orange County
34 development commission established by section 3.5 of this chapter.

35 (c) As used in this chapter, "historic hotel" has the meaning set forth in IC 4-33-2-11.1.

36 (d) As used in this chapter, "hotel riverboat resort" refers to the historic hotels, the riverboat
37 operated under IC 4-33-6.5, and other properties operated in conjunction with the riverboat
38 enterprise located in Orange County.

39 (e) As used in this chapter, "qualified historic hotel" refers to a historic hotel that has an atrium
40 that includes a dome that is at least two hundred (200) feet in diameter.

41 SECTION 143. IC 36-7-11.5-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION
42 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3.5. (a) The Orange County
43 development commission is established.

44 (b) The development commission consists of the following members:

45 (1) An individual appointed by the legislative body of Orange County.

46 (2) An individual appointed by the legislative body of the town of French Lick.

47 (3) An individual appointed by the legislative body of the town of West Baden.

48 (4) An individual appointed by the legislative body of the town of Paoli.



1 (5) An individual appointed by the legislative body of the town of Orleans.

2 (6) A nonvoting member appointed by the governor.

3 (c) The members of the development commission shall each serve for a term of three (3)
4 years. A vacancy shall be filled for the duration of the term by the original appointing authority.

5 (d) Each member of the development commission must, before beginning the discharge of the
6 duties of the member's office, do the following:

7 (1) Take an oath that the member will faithfully execute the duties of the member's office
8 according to Indiana law and rules adopted under Indiana law.

9 (2) Provide a bond to the state:

10 (A) for twenty-five thousand dollars (\$25,000); and

11 (B) that is, after being executed and approved, recorded in the office of the secretary of
12 state.

13 (e) A member of the development commission is not entitled to a salary per diem. However,
14 a member is entitled to reimbursement for travel expenses incurred in connection with the
15 member's duties, as provided in the state travel policies and procedures established by the
16 department of administration and approved by the budget agency.

17 (f) An individual who is an employee of a county or town described in subsection (b) may not
18 be appointed to the development commission until at least three (3) years after the date the
19 individual's employment with the county or town is terminated.

20 (g) An individual who is a member of any other board serving a county or town described in
21 subsection (b) may not be appointed to the development commission until at least three (3) years
22 after the date the individual's membership on the board expires.

23 (h) An individual who is:

24 (1) employed by the hotel riverboat resort or an affiliated business;

25 (2) contracted or hired to provide personal property or perform a service for the hotel
26 riverboat resort or an affiliated business; or

27 (3) engaged in any other form of a business relationship with the hotel riverboat resort or
28 an affiliated business;

29 may not be appointed to the development commission until at least three (3) years after the date
30 on which the individual's employment or business relationship with the hotel riverboat resort
31 or an affiliated business is terminated.

32 SECTION 144. IC 36-7-11.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
33 2007]: Sec. 5. (a) The **development** commission shall elect from its membership a chairperson and
34 vice chairperson, who shall serve for one (1) year and may be reelected.

35 (b) The **development** commission shall adopt rules consistent with this chapter for the transaction
36 of its business. The rules must include the time and place of regular meetings and a procedure for the
37 calling of special meetings. ~~Four (4)~~ **Three (3)** voting members constitute a quorum of the
38 commission. No action may be taken by the **development** commission unless a majority of the voting
39 members appointed to the **development** commission vote in favor of taking the action.

40 (c) All meetings of the **development** commission must be open to the public, and a public record
41 of the **development** commission's resolutions, proceedings, and actions must be kept.

42 (d) ~~If The **development** commission has shall employ an administrator the administrator who shall~~
43 ~~act as the commission's secretary. If the commission does not have an administrator, the commission~~
44 ~~shall elect a secretary from its membership.~~

45 (e) The **development** commission shall hold regular meetings, at least monthly, except when it has
46 no business pending.



1 SECTION 145. IC 36-7-11.5-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
2 2007]: Sec. 6. (a) Money acquired by the **development** commission is subject to the laws concerning
3 the deposit and safekeeping of public money.

4 (b) The money of the **development** commission and the accounts of each officer, employee, or
5 other person entrusted by law with the raising, disposition, or expenditure of the money or part of the
6 money are subject to examination by the state board of accounts.

7 SECTION 146. IC 36-7-11.5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
8 2007]: Sec. 7. (a) ~~Except as otherwise specified in this chapter, The development commission has all~~
9 ~~of the powers and responsibilities of a historic preservation commission established under IC 36-7-11.~~

10 (b) ~~The commission shall do the following:~~

11 (1) ~~Designate a fiscal agent who must be the fiscal officer of one (1) of the towns to which this~~
12 ~~chapter applies.~~

13 (2) ~~(1) Employ an administrator and other professional staff necessary to assist the commission~~
14 ~~in carrying out its duties.~~

15 (2) **Facilitate and coordinate the development of Orange County.**

16 (3) **Serve as a liaison between the riverboat located in a historic hotel district and the**
17 **political subdivisions located in Orange County.**

18 (4) **Facilitate and coordinate the appropriate development of the historical environment of**
19 **the towns of French Lick and West Baden.**

20 (b) **The development commission may do the following:**

21 (3) ~~(1) Engage consultants, attorneys, accountants, and other professionals necessary to carry out~~
22 ~~the development commission's duties.~~

23 (4) ~~Jointly approve, with the Indiana gaming commission, the location and exterior design of a~~
24 ~~riverboat to be operated in the historic hotel district.~~

25 (5) ~~Make recommendations to the Indiana gaming commission concerning the selection of an~~
26 ~~operating agent (as defined in IC 4-33-2-14.5) that the commission believes will:~~

27 (A) ~~promote the most economic development in the area surrounding the historic hotel district;~~
28 ~~and~~

29 (B) ~~best serve the interests of the residents of the county in which the historic hotel district is~~
30 ~~located and all other citizens of Indiana.~~

31 (6) ~~Make recommendations to the Indiana gaming commission concerning the operation and~~
32 ~~management of the riverboat to be operated in the county.~~

33 (2) **Award grants and low interest loans to promote the development of Orange County**
34 **under this chapter.**

35 (c) ~~This section does not limit the powers of the Indiana gaming commission with respect to the~~
36 ~~administration and regulation of riverboat gaming under IC 4-33.~~

37 (c) **The development commission shall:**

38 (1) **promote economic development;**

39 (2) **attract new business;**

40 (3) **improve housing; and**

41 (4) **engage in any other activity that promotes the development of Orange County.**

42 SECTION 147. IC 36-7-11.5-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
43 1, 2007]: Sec. 11. (a) As used in this section, "fund" refers to the West Baden Springs historic hotel
44 preservation and maintenance fund established by subsection (b).

45 (b) The West Baden Springs historic hotel preservation and maintenance fund is established. The
46 fund consists of the following:

47 (1) Amounts deposited in the fund under **IC 4-33-6.5-6**, IC 4-33-12-6(c), and IC 4-33-13-5(b).



(2) Grants and gifts that the department of natural resources receives for the fund under terms, obligations, and liabilities that the department considers appropriate.

(3) The one million dollar (\$1,000,000) initial fee paid to the gaming commission under IC 4-33-6.5.

(4) Any amount transferred to the fund upon the repeal of IC 36-7-11.5-8 (the community trust fund).

The fund shall be administered by the department of natural resources. The expenses of administering the fund shall be paid from money in the fund.

(c) The treasurer of state shall invest the money in the fund that is not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. The treasurer of state shall deposit in the fund the interest that accrues from the investment of the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(e) No money may be appropriated from the fund except as provided in this subsection. The general assembly may appropriate interest accruing to the fund to the department of natural resources only for the following purposes:

(1) To maintain the parts of a qualified historic hotel that were restored before July 1, 2003.

(2) To maintain the grounds surrounding a qualified historic hotel.

No money may be appropriated from the fund for restoration purposes if the restoration is to occur after July 1, 2003.

SECTION 148. IC 36-7-11.5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 12. (a) The Orange County development advisory board is established for the purpose of advising the development commission established under section 3.5 of this chapter.**

(b) The advisory board consists of six (6) members appointed as follows:

(1) One (1) individual appointed by the speaker of the house of representatives.

(2) One (1) individual appointed by the president pro tempore of the senate.

(3) One (1) individual appointed by the Orange County convention and visitors bureau.

(4) Two (2) individuals appointed by the chief operating officer of the hotel riverboat resort.

(5) One (1) individual appointed by the Historic Landmarks Foundation of Indiana.

(c) Except as provided in subsection (d), the members of the advisory board shall each serve for a term of four (4) years. A vacancy shall be filled for the duration of the term by the original appointing authority.

(d) The member appointed under subsection (b)(3) shall serve an initial term of one (1) year. As determined by the appointing authority, the two (2) members appointed under subsection (b)(4) shall serve initial terms of two (2) and three (3) years respectively.

(e) A member of the advisory board is not entitled to a salary per diem. However, a member is entitled to reimbursement for travel expenses incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the department of administration and approved by the budget agency.

SECTION 149. IC 36-7-11.5-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 13. (a) An individual may apply for a grant or low interest loan on a form prescribed by the development commission.**

(b) A form prescribed by the development commission must be designed to be read and easily understood by the ordinary individual.

SECTION 150. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2007]: IC 36-7-11.5-3; IC 36-7-11.5-4; IC 36-7-11.5-8; IC 36-7-11.5-9; IC 36-7-11.5-10.

SECTION 151. IC 20-40-6-5 IS REPEALED [EFFECTIVE JANUARY 1, 2008].



1 SECTION 152. P.L.246-2005, SECTION 36, IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE UPON PASSAGE]: SECTION 36. (a) If the budget director determines at any time
3 during the biennium that the executive branch of state government cannot meet its statutory obligations
4 due to insufficient funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with
5 the approval of the governor and after review by the budget committee, may transfer from the
6 counter-cyclical revenue and economic stabilization fund to the general fund an amount necessary to
7 maintain a positive balance in the general fund.

8 (b) The budget agency shall transfer one hundred million dollars (\$100,000,000) into the
9 counter-cyclical revenue and economic stabilization fund during the state fiscal year ending June 30;
10 2007, unless the budget agency determines there is an insufficient balance in the general fund to make
11 the transfer. **Notwithstanding any other law, no transfer to the counter-cyclical revenue and
12 economic stabilization fund from any other fund may be made before July 1, 2009.**

13 (c) ~~(b)~~ This SECTION expires July 2, 2007. **2009.**

14 SECTION 153. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "board" refers to
15 the spinal cord and brain injury research board created by IC 16-41-42-6, as added by this act.

16 (b) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the
17 board under IC 16-41-42-6(b)(1), IC 16-42-41-6(c)(1), and IC 16-42-41-6(c)(2), as added by this
18 act, are appointed for a term of four (4) years.

19 (c) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the
20 board under IC 16-41-42-6(c)(3) and IC 16-41-42-6(c)(4), as added by this act, are appointed for
21 a term of three (3) years.

22 (d) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the
23 board under IC 16-41-42-6(b)(4) and IC 16-41-42-6(c)(5), as added by this act, are appointed for
24 a term of two (2) years.

25 (e) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the
26 board under IC 16-41-42-6(b)(2) and IC 16-41-42-6(b)(3), as added by this act, are appointed for
27 a term of one (1) year.

28 (f) This SECTION expires July 1, 2011.

29 SECTION 154. [EFFECTIVE JULY 1, 2007] (a) IC 4-33-12-6, as amended by this act, applies
30 to riverboat admissions taxes remitted by an operating agent after June 30, 2007.

31 (b) IC 4-33-13-5, as amended by this act, applies to riverboat wagering taxes remitted by an
32 operating agent after June 30, 2007.

33 SECTION 155. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commission"
34 means a historic hotel preservation commission established under IC 36-7-11.5.

35 (b) As used in this SECTION, "local development agreement" refers to the local development
36 agreement:

37 (1) entered into by:

38 (A) the town of French Lick;

39 (B) the town of West Baden Springs;

40 (C) Orange County;

41 (D) the commission; and

42 (E) Blue Sky Casino, LLC; and

43 (2) dated July 28, 2005.

44 (c) Notwithstanding any other law, the commission is abolished on July 1, 2007.

45 (d) Notwithstanding any other law, the term of office of a member of the commission serving
46 on June 30, 2007, terminates July 1, 2007.



1 (e) Any balance remaining on June 30, 2007, in the community trust fund established under
2 IC 36-7-11.5-8 (before its repeal by this act) is transferred to the Orange County development
3 commission established by IC 36-7-11.5-3.5, as added by this act.

4 (f) On July 1, 2007, all records and property of the commission are transferred to the Orange
5 County development commission established under IC 36-7-11.5-3.5, as added by this act.

6 (g) Except as provided in subsection (h), an unfulfilled financial commitment made by the
7 commission is void on July 1, 2007.

8 (h) The Orange County development commission shall assume the following:

9 (1) The commission's commitments to the French Lick Municipal Airport.

10 (2) The commission's obligations to reimburse the towns of French Lick and West Baden
11 Springs for adjusted gross receipts revenue allocated to Orange County as set forth in
12 Section 2.01(b) of the local development agreement.

13 (i) This act does not affect the validity of a historic hotel district established in Orange County
14 before January 1, 2007, under IC 36-7-11.5-2.

15 SECTION 156. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commission"
16 refers to the commission on disproportionality in youth services.

17 (b) As used in this SECTION, "youth services" means the following:

18 (1) Juvenile justice services.

19 (2) Child welfare services.

20 (3) Education services.

21 (4) Mental health services.

22 (c) The commission on disproportionality in youth services is established to develop and
23 provide an implementation plan to evaluate and address disproportionate representation of
24 youth of color in the use of youth services.

25 (d) The commission consists of the following members appointed not later than August 15,
26 2007:

27 (1) The dean or a faculty member of an Indiana accredited graduate school of public
28 administration, social work, education, mental health, or juvenile justice, who shall serve
29 as chairperson of the commission.

30 (2) The state superintendent of public instruction, or the superintendent's designee.

31 (3) The director of the division of mental health and addiction, or the director's designee.

32 (4) The executive director of the Indiana criminal justice institute, or the executive
33 director's designee.

34 (5) The director of the department of child services, or the director's designee.

35 (6) The commissioner of the department of correction, or the commissioner's designee.

36 (7) A division of child services county director from a densely populated county.

37 (8) A faculty member of an Indiana accredited college or university that offers
38 undergraduate degrees in public administration, social work, education, mental health, or
39 juvenile justice.

40 (9) A prosecuting attorney.

41 (10) A juvenile court judge.

42 (11) An attorney who specializes in juvenile law.

43 (12) A representative of the Indiana Minority Health Coalition.

44 (13) A health care provider who specializes in pediatric or emergency medicine.

45 (14) A public agency family case manager.

46 (15) A private agency children's service social worker.

47 (16) A school counselor or social worker.

48 (17) A representative of law enforcement.



1 (18) A guardian ad litem, court appointed special advocate, or other child advocate.
 2 (19) The chairperson of an established advocacy group in Indiana that has previously
 3 investigated the issue of disproportionality in use of youth services.
 4 (20) A young adult who has previous involvement with at least one (1) youth service.
 5 (21) A representative of foster parents or adoptive parents.
 6 (22) A representative of a state teacher's association or a public school teacher.
 7 (23) A child psychiatrist or child psychologist.
 8 (24) A representative of a family support group.
 9 (25) A representative of the National Alliance on Mental Illness.
 10 (26) A representative of the commission on the social status of black males.
 11 (27) A representative of the Indiana Juvenile Detention Association.
 12 (28) A representative of the commission on Hispanic/Latino affairs.
 13 (29) A representative of the civil rights commission.
 14 (30) Two (2) members of the house of representatives appointed by the speaker of the house
 15 of representatives. The members appointed under this subdivision may not be members of
 16 the same political party and serve as nonvoting members.
 17 (31) Two (2) members of the senate appointed by the president pro tempore of the senate.
 18 The members appointed under this subdivision may not be members of the same political
 19 party and serve as nonvoting members.
 20 The governor shall appoint the members under subdivisions (1), (7), (10), (13), (16), (19), (22),
 21 (25), (28), and (29). The speaker of the house of representatives shall appoint the members under
 22 subdivisions (8), (11), (14), (17), (20), (23), (26), and (30). The president pro tempore of the senate
 23 shall appoint the members under subdivisions (9), (12), (15), (18), (21), (24), (27), and (31).
 24 Vacancies shall be filled by the appointing authority for the remainder of the unexpired term.
 25 (e) Each member of the commission shall have an interest in or influence on evaluating and
 26 addressing disproportionate representation of youth of color in the use of youth services.
 27 (f) A majority of the voting members of the commission constitutes a quorum.
 28 (g) The Indiana accredited graduate school represented by the chairperson of the commission
 29 under subsection (d)(1) shall staff the commission.
 30 (h) The commission shall meet at the call of the chairperson and shall meet as often as
 31 necessary to carry out the purposes of this SECTION.
 32 (i) Each member of the commission who is not a state employee is entitled to the minimum
 33 salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement
 34 for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in
 35 connection with the member's duties as provided in the state policies and procedures established
 36 by the Indiana department of administration and approved by the budget agency.
 37 (j) Each member of the commission who is a state employee but who is not a member of the
 38 general assembly is entitled to reimbursement for traveling expenses as provided under
 39 IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as
 40 provided in the state policies and procedures established by the Indiana department of
 41 administration and approved by the budget agency.
 42 (k) Each member of the commission who is a member of the general assembly is entitled to
 43 receive the same per diem, mileage, and travel allowances paid to legislative members of interim
 44 study committees established by the legislative council. Per diem, mileage, and travel allowances
 45 paid under this subsection shall be paid from appropriations made to the legislative council or
 46 the legislative services agency.
 47 (l) The commission's responsibilities include the following:



1 (1) Reviewing Indiana's public and private child welfare, juvenile justice, mental health,
2 and education service delivery systems to evaluate disproportionality rates in the use of
3 youth services by youth of color.

4 (2) Reviewing federal, state, and local funds appropriated to address disproportionality in
5 the use of youth services by youth of color.

6 (3) Reviewing current best practice standards addressing disproportionality in the use of
7 youth services by youth of color.

8 (4) Examining the qualifications and training of youth service providers and making
9 recommendations for a training curriculum and other necessary changes.

10 (5) Recommending methods to improve use of available public and private funds to address
11 disproportionality in the use of youth services by youth of color.

12 (6) Providing information concerning identified unmet youth service needs and providing
13 recommendations concerning the development of resources to meet the identified needs.

14 (7) Suggesting policy, program, and legislative changes related to youth services to
15 accomplish the following:

16 (A) Enhancement of the quality of youth services.

17 (B) Identification of potential resources to promote change to enhance youth services.

18 (C) Reduction of the disproportionality in the use of youth services by youth of color.

19 (8) Preparing a report consisting of the commission's findings and recommendations, and
20 the presentation of an implementation plan to address disproportionate representation of
21 youth of color in use of youth services.

22 (m) In carrying out the commission's responsibilities, the commission shall consider pertinent
23 studies concerning disproportionality in use of youth services by youth of color.

24 (n) The affirmative votes of a majority of the commission's voting members are required for
25 the commission to take action on any measure, including recommendations included in the
26 report required under subsection (l)(8).

27 (o) The commission shall submit the report required under subsection (l)(8) to the governor
28 and to the legislative council not later than August 15, 2008. The report to the legislative council
29 must be in an electronic format under IC 5-14-6. The commission shall make the report
30 available to the public upon request not later than December 1, 2008.

31 (p) There is appropriated from the state general fund one hundred twenty-five thousand
32 (\$125,000) dollars for the period beginning July 1, 2007, and ending December 31, 2008, to carry
33 out the purposes of this SECTION, including the hiring by the chairperson of an individual to
34 serve only to assist the chairperson and members with research, statistical analysis, meeting
35 support, and drafting of the report required under subsection (l)(8).

36 (q) This SECTION expires January 1, 2009.

37 SECTION 157. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the department of
38 natural resources division of state parks and reservoirs eight hundred twenty-five thousand
39 dollars (\$825,000) from the state general fund to pay the operating expenses of the dramatic
40 production Young Abe Lincoln for the period beginning July 1, 2007, and ending June 30, 2009.

41 (b) This SECTION expires July 1, 2009.

42 SECTION 158. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the department of
43 natural resources division of state parks and reservoirs eight hundred ten thousand dollars
44 (\$810,000) from the state general fund to pay capital expenses incurred for the maintenance of
45 the Lincoln State Park amphitheater for the period beginning July 1, 2007, and ending June 30,
46 2009.

47 (b) There is appropriated to the department of agriculture the following amounts from the
48 state general fund for the following purposes beginning July 1, 2007, and ending June 30, 2009:



1 Acquisition of land and improvements
2 for education outreach and development
3 center \$2,000,000
4 Total operating costs for educational
5 outreach associated through the center \$300,000
6 Total operating costs for development
7 in conservation, bioenergy and natural
8 resources through the center \$300,000

9 (c) The money appropriated by this SECTION does not revert to the state general fund at the
10 close of any state fiscal year but remains available to the department of natural resources and
11 the department of agriculture until the purpose for which it was appropriated is fulfilled.

12 SECTION 159. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commission"
13 refers to the Indiana Abraham Lincoln bicentennial commission established by P.L.9-2005,
14 SECTION 1.

15 (b) There is appropriated to the commission one million and four hundred seventy-five
16 thousand dollars (\$1,475,000) from the state general fund to pay the operating expenses of the
17 commission for the period beginning July 1, 2007, and ending June 30, 2009.

18 (c) This SECTION expires July 1, 2009.

19 SECTION 160. [EFFECTIVE JULY 1, 2007] (a) Except as provided in subsection (c), the
20 trustees of Vincennes University may issue and sell bonds under IC 20-12-6, subject to the
21 review by the budget committee required by IC 20-12-5.5, for the purpose of constructing,
22 furnishing, and equipping a center for advanced manufacturing and applied technology on the
23 Jasper campus of Vincennes University, if the sum of principal costs of any bonds issued,
24 excluding amounts necessary to provide money for debt service reserves, credit enhancement,
25 or other costs incidental to the issuance of the bonds, does not exceed eight million dollars
26 (\$8,000,000).

27 (b) The foregoing project is eligible for fee replacement appropriations.

28 (c) Notwithstanding IC 20-12-5.5 and IC 20-12-6, no approval by the governor, the budget
29 agency, or the commission for higher education is required for any aspect of the project or the
30 issuance of bonds for any aspect of a project described in subsection (a). The institution is only
31 required to obtain review by the budget committee before issuing the bonds authorized in
32 subsection (a).

33 SECTION 161. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to Vincennes University
34 five million dollars (\$5,000,000) from the state general fund for the construction of a center for
35 advanced manufacturing in Gibson County. The center shall be owned and operated by
36 Vincennes University. The appropriation may be used for:

- 37 (1) the construction, furnishing, and equipping of the center;
- 38 (2) purchasing any land necessary for the center; and
- 39 (3) employing one (1) or more architects or engineers.

40 (b) If any part of the appropriation made by subsection (a) has not been allotted or
41 encumbered before July 1, 2011, the budget agency may determine that:

- 42 (1) the balance of the appropriation is not available for allotment;
- 43 (2) the appropriation shall be terminated; and
- 44 (3) the balance of the appropriation shall revert to the state general fund.

45 SECTION 162. [EFFECTIVE UPON PASSAGE] The trustees of Vincennes University are
46 authorized to acquire, construct, renovate, improve, and equip a multicultural center to be
47 funded from sources other than student fees or state funds or bonds payable from student fees
48 or state funds if the total cost of the project does not exceed five million dollars (\$5,000,000).



1 Notwithstanding any other law, no approval by the governor, the budget agency, or the
2 commission for higher education or review by the budget committee is required for any aspect
3 of the project for any aspect of a project described in this SECTION.

4 SECTION 163. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana arts
5 commission one million two hundred fifty thousand dollars (\$1,250,000) for the biennium from
6 the state general fund to provide grants under IC 4-23-2.5 to:

7 (1) the arts organizations that have most recently qualified for general operating support
8 as major arts organizations as determined by the Indiana arts commission; and

9 (2) the significant regional organizations that have most recently qualified for general
10 operating support as mid-major arts organizations, as determined by the Indiana arts
11 commission and its regional re-granting partners.

12 (b) The money appropriated by this SECTION does not revert to the state general fund at the
13 close of any state fiscal year but remains available to the Indiana arts commission until the
14 purpose for which it was appropriated is fulfilled.

15 (c) This SECTION expires June 30, 2009.

16 SECTION 164. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana
17 University School of Medicine - South Bend ten million dollars (\$10,000,000) from the state
18 general fund for the construction of the Cancer Research Institute. The facility shall be owned
19 and operated by Indiana University School of Medicine - South Bend .

20 (b) The money appropriated by this SECTION does not revert to the state general fund at the
21 close of any state fiscal year but remains available to Indiana University School of Medicine -
22 South Bend until the purpose for which it was appropriated is fulfilled.

23 SECTION 165. [EFFECTIVE JULY 1, 2007] (a) Except as provided in subsection (d), the
24 trustees of the following institutions may issue and sell bonds under IC 20-12-6, subject to the
25 review by the budget committee required by IC 20-12-5.5, for the following projects if the sum
26 of principal costs of any bond issued, excluding amounts necessary to provide money for debt
27 service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does
28 not exceed the total authority listed below for that institution:

29	Indiana University South Bend - Arts Building	
30	Renovation	\$27,000,000
31	Indiana University Bloomington - Cyber	
32	Infrastructure Building	18,300,000
33	Indiana University, Purdue University at	
34	Indianapolis - Neurosciences Research Building	20,000,000
35	Indiana University Southeast Medical	
36	Education Center A & E	1,000,000
37	Indiana State University - Life Sciences/Chemistry	
38	Laboratory Renovations	14,800,000
39	Ball State University-Central Campus	
40	Academic Project	30,000,000
41	Ivy Tech-Fort Wayne Technology Center	
42	and Demolition Costs	26,700,000
43	Ivy Tech - Indianapolis Community College	
44	for the Fall Creek Expansion Project	69,370,000
45	Ivy Tech - Lamkin Center for Instructional	
46	Development and Leadership	1,000,000
47	Ivy Tech - Logansport	10,500,000
48	Ivy Tech - Sellersburg	20,000,000



1	Purdue University Calumet- Gyt Building A & E	2,400,000
2	Purdue University North Central -	
3	Student Services & Recreation Center A & E	1,000,000
4	University of Southern Indiana College of	
5	Business - General Classroom Building	29,000,000
6	Vincennes University - Electrical Infrastructure	
7	Substation Phase II	2,000,000

8 The foregoing projects are eligible for fee replacement appropriations beginning after June 30,
9 2009.

10 (b) Except as provided in subsection (d), the trustees of the following institution may issue and
11 sell bonds under IC 20-12-6, subject to the review by the budget committee required by
12 IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued, excluding
13 amounts necessary to provide money for debt service reserves, credit enhancement, or other
14 costs incidental to the issuance of the bonds, does not exceed the total authority listed below for
15 that institution:

16	Purdue University West Lafayette - Mechanical	
17	Engineering Addition	\$33,000,000

18 The foregoing project is not eligible for fee replacement appropriations.

19 (c) Except as provided in subsection (d), the trustees of the following institution may issue and
20 sell bonds under IC 20-12-6, subject to the review by the budget committee required by
21 IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued, excluding
22 amounts necessary to provide money for debt service reserves, credit enhancement, or other
23 costs incidental to the issuance of the bonds, does not exceed the total authority listed below for
24 that institution:

25	Purdue University West Lafayette -	
26	Boiler No. 6	\$53,000,000

27 The institution shall invite bids as provided under IC 20-12-3-2. The bids shall be open to
28 inspection by the public. The foregoing project is eligible for fee replacement appropriations
29 beginning after June 30, 2009.

30 (d) Notwithstanding IC 20-12-5.5 and IC 20-12-6, no approval by the governor, the budget
31 agency, or the commission for higher education is required for any aspect of the project or the
32 issuance of bonds for any aspect of a project described in subsection (a), (b), or (c). The
33 institution is only required to obtain review by the budget committee before issuing the bonds
34 authorized in subsection (a), (b), or (c).

35 SECTION 166. [EFFECTIVE UPON PASSAGE] The trustees of Indiana University may issue
36 and sell bonds under IC 20-12-8, subject to the review by the budget committee required under
37 IC 20-12-5.5, to provide funds for the acquisition, renovation, expansion, and improvements for
38 the new Athletic Facilities (including all related and subordinate components of the new Athletic
39 facilities) and may undertake the project if the total costs financed by the bond issue, excluding
40 any amount necessary to provide money for debt service reserved, credit enhancement, or other
41 costs incidental to the issuance of the bonds, do not exceed forty-five million dollars
42 (\$45,000,000). Income from the property may include general athletic revenues. Notwithstanding
43 IC 20-12-5.5 and IC 20-12-8, no approval by the governor, the budget agency, or the commission
44 for higher education is required for any aspect of the project or the issuance of bonds for any
45 aspect of a project described in this SECTION. The institution is only required to obtain review
46 by the budget committee before issuing the bonds authorized in this SECTION.

47 SECTION 167. [EFFECTIVE JULY 1, 2007] (a) The following definitions apply throughout
48 this SECTION:



1 (1) "Child services" has the meaning set forth in IC 12-19-7-1.

2 (2) "Net cost" refers to costs unreimbursed before January 1, 2008, from grants, fees, or
3 other charges.

4 (b) The department of local government finance, with the assistance of the department of
5 child services and the budget agency, shall determine the sum of the following for each county:

6 (1) The greater of zero (0) or the result of:

7 (A) the net cost to the county for child services provided in 2006 that were payable from
8 property taxes (including any balance in the county family and children's fund on
9 January 1, 2006, that was derived from property taxes) or the proceeds of any bond,

10 loan, or transfer to the county family and children's fund from another fund; minus
11 (B) the net cost to the county for child services provided in 2005 that were payable from
12 property taxes (including any balance in the county family and children's fund on
13 January 1, 2005, that was derived from property taxes) or the proceeds of any bond,
14 loan, or transfer to the county family and children's fund from another fund, as certified
15 by the department of local government finance under IC 12-19-7-4.

16 (2) The greater of zero (0) or the result of:

17 (A) the net cost to the county for child services provided in 2007 that were payable from
18 property taxes (including any balance in the county family and children's fund on
19 January 1, 2007, that was derived from property taxes) or the proceeds of any bond,
20 loan, or transfer to the county family and children's fund from another fund; minus

21 (B) the net cost to the county for child services provided in 2005 that were payable from
22 property taxes (including any balance in the county family and children's fund on
23 January 1, 2005, that was derived from property taxes) or the proceeds of any bond,
24 loan, or transfer to the county family and children's fund from another fund, as certified
25 by the department of local government finance under IC 12-19-7-4.

26 Not later than the date that the department of local government finance certifies the property
27 tax levies, property tax rates, and budget of a county, the department of local government
28 finance shall certify the amount determined under this subsection to the county auditor for the
29 county and the budget agency.

30 (c) The department of local government finance shall reduce the property tax levies and
31 property tax rates that are part of the total county tax levy (as defined in IC 6-1.1-21-2) and
32 would otherwise be certified in 2008 and 2009 for a county under IC 6-1.1-17-16 by the amount
33 determined for the county under subsection (d)(2) for the particular year.

34 (d) Not later than March 1, 2008, and March 1, 2009, the budget agency shall distribute to the
35 county auditor for a county fifty percent (50%) of the amount determined for the county under
36 subsection (b). An amount distributed under this subsection may be deposited and used by a
37 county only as follows:

38 (1) Money distributed under this subsection must be used to pay the principal, interest, and
39 any other costs related to retiring an obligation transferred to the county's debt service
40 fund under this SECTION.

41 (2) Any money remaining after the retirement of all debt described in subdivision (1) shall
42 be treated as part of the county's ad valorem property tax levy for 2008 and shall be used
43 to replace revenue lost as the result of the reduction in the county's property tax levies and
44 property tax rates under subsection (c).

45 (e) There is appropriated to the department of child services the amount of money necessary
46 to make the distributions required under this SECTION from the state general fund for its used
47 to make the distributions required under this SECTION beginning July 1, 2007, and ending
48 June 30, 2008.



1 SECTION 168. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "council"
2 means the Indiana legislative council.

3 (b) The council shall commission an economic analysis of Indiana's tax system. The council
4 may contract with any entity to complete the analysis required under this SECTION.

5 (c) An entity entering into a contract with the council under this SECTION must study the
6 following topics:

7 (1) The stability of the Indiana tax system.

8 (2) Equity among taxpayers.

9 (3) Tax elasticity.

10 (4) Taxpayer compliance.

11 (5) The transparency of the Indiana tax system.

12 (6) The extent to which, if any, the Indiana tax system results in market distortion.

13 (7) Any other topic relevant to an economic analysis of the Indiana tax system.

14 (d) A contract entered into under this SECTION must require the entity conducting the
15 economic analysis of the Indiana tax system to report its findings to the council in an electronic
16 format under IC 5-14-6 not later than June 1, 2008. The report must include the entity's
17 recommendations for improving the Indiana tax system.

18 (e) This SECTION expires July 1, 2008.

19 SECTION 169. [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)] (a) During the period
20 beginning January 1, 2007, and ending June 30, 2007, subsection (b) applies instead of
21 IC 6-2.5-6-9(c).

22 (b) This subsection applies only to retail transactions occurring after June 30, 2004. The right
23 to a deduction under IC 6-2.5-6-9 is assignable only if the retail merchant that paid the state
24 gross retail or use tax liability assigns the right to the deduction in writing.

25 (c) This SECTION expires July 1, 2007.

26 SECTION 170. [EFFECTIVE JULY 1, 2007] (a) This SECTION applies only if a majority of
27 the voters voting in the municipal election referred to in IC 20-23-14.5-1, as added by this act,
28 vote in favor of an elected school board.

29 (b) As used in this SECTION, "governing body" refers to the governing body of the school
30 city.

31 (c) As used in this SECTION, "school city" refers to a school city described in
32 IC 20-23-14.5-1, as added by this act.

33 (d) Notwithstanding any other law, the term of a member of the governing body serving on
34 June 30, 2008, expires January 1, 2009.

35 (e) Notwithstanding 20-23-14.5-5, as added by this act, all at-large members of the governing
36 body shall be elected at the November 2008 general election. Notwithstanding IC 20-23-14.5-8,
37 as added by this act, the term of each of the three (3) at-large members of the governing body
38 elected who receive the fewest number of votes among the at-large members elected expires
39 January 1, 2011. The successors of these members shall be elected at the November 2010 general
40 election and serve a four (4) year term as provided in IC 20-23-14.5-8, as added by this act.

41 (f) This SECTION expires January 1, 2015.

42 SECTION 171. [EFFECTIVE JULY 1, 2007] (a) The circuit court clerk of St. Joseph County
43 shall cause the following public question to be placed on the ballot in the school city of
44 Mishawaka at the municipal election held on November 6, 2007:

45 "Shall the board of trustees of the school city of Mishawaka be elected, beginning with the
46 November 6, 2008, general election?".

47 (b) IC 3 governs this SECTION.

48 (c) This SECTION expires January 1, 2009.



1 SECTION 172. [EFFECTIVE JULY 1, 2007] (a) The purpose of this SECTION is to eliminate
2 the accrued payment delay balances to state educational institutions and IHETS and the Indiana
3 commission for higher education that were created because of the distribution of eleven-twelfths
4 (11/12) of the budgeted amount in the state fiscal year ending June 30, 2002, and a continuation
5 of the practice of delayed payments in subsequent state fiscal years through the state fiscal year
6 ending June 30, 2005.

7 (b) The following definitions apply throughout this section:

8 (1) "IHETS" refers to the Indiana higher education telecommunications system.

9 (2) "State educational institution" has the meaning set forth in IC 20-12-0.5-1.

10 (c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight
11 hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair
12 and rehabilitation or for repair and rehabilitation of dormitories or other student housing of
13 state educational institutions, beginning July 1, 2007, and ending June 30, 2009 as follows:

14 INDIANA UNIVERSITY - TOTAL SYSTEM

15 General Repair and Rehab 24,343,840

16 PURDUE UNIVERSITY - TOTAL SYSTEM

17 General Repair and Rehab 17,189,072

18 INDIANA STATE UNIVERSITY

19 General Repair and Rehab 4,304,740

20 UNIVERSITY OF SOUTHERN INDIANA

21 General Repair and Rehab 1,612,030

22 BALL STATE UNIVERSITY

23 General Repair and Rehab 6,678,810

24 VINCENNES UNIVERSITY

25 General Repair and Rehab 1,804,222

26 IVY TECH COMMUNITY COLLEGE

27 General Repair and Rehab 6,124,142

28 (d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state
29 educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated
30 to the state educational institution under subsection (c). The distributions under subsection (c)
31 shall be made as follows:

32 (1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments
33 after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget
34 agency after review of the schedule by the budget committee.

35 (2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments
36 after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget
37 agency after review of the schedule by the budget committee.

38 (3) Each distribution shall be separately allotted.

39 (e) An appropriation under subsection (c) is in addition to the appropriations for general
40 repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law.
41 Notwithstanding any other law, an appropriation under subsection (c) does not revert to the
42 general fund under IC 4-13-2-19.

43 (f) The amount appropriated under subsection (c), when distributed to a state educational
44 institution, shall be treated as reducing any claim that the total system of the state educational
45 institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution
46 in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.
47 Subject to subsection (g), the amount of the claim reduction for each state educational institution
48 is equal to the amount distributed to the state educational institution. The amount of the claim



1 reduction for the entire system, and the amount apportioned for each institution individually,
2 shall be computed by the budget agency. The budget agency makes the final determination.

3 (g) An amount appropriated under subsection (c), when distributed to Indiana University,
4 shall be treated as reducing any claim that IHETS has to one-twelfth (1/12) of the amount
5 budgeted for IHETS in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year
6 ending June 30, 2005. The amount of the claim reduction is a part of the amount distributed to
7 Indiana University - Total System apportioned as determined by the budget agency.

8 (h) Amounts appropriated under subsection (c) shall be treated as reducing any claim to zero
9 dollars (\$0) that the Indiana commission for higher education has to one-twelfth (1/12) of the
10 amount budgeted for the Indiana commission for higher education in all line items in HEA
11 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

12 SECTION 173. [EFFECTIVE JULY 1, 2007] There is appropriated from the state general fund
13 to Ivy Tech Community College one million six hundred thousand dollars (\$1,600,000) for the
14 purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending
15 June 30, 2009. Any unencumbered amount from the appropriation under this SECTION
16 remaining at the end of a state fiscal year does not revert to the state general fund but remains
17 available for the purposes of the appropriation in subsequent state fiscal years.

18 SECTION 174. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic
19 development corporation one million dollars (\$1,000,000) from the state general fund for the
20 period beginning July 1, 2007, and ending June 30, 2009, for its use in providing technical and
21 financial assistance to small businesses (as defined in IC 4-22-2.1-4) that engage in global
22 commerce.

23 (b) This SECTION expires June 30, 2009.

24 SECTION 175. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic
25 development corporation one million dollars (\$1,000,000) from the state general fund for its use
26 in assisting the Indiana small business development center in the operation of the small business
27 development center network, for the period beginning July 1, 2007, and ending June 30, 2009.

28 (b) Money appropriated by this SECTION must be used for the specific purpose described
29 in subsection (a). Money appropriated by this SECTION may not be used to pay the
30 administrative expenses of the Indiana economic development corporation.

31 (c) This SECTION expires June 30, 2009.

32 SECTION 175. An emergency is declared for this act.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1001, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation..

Delete everything after the enacting clause and insert:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as introduced.)

CRAWFORD, Chair

Committee Vote: yeas, nays .

HOUSE MOTION

Mr. Speaker: Crawford

I move that House Bill 1001 be amended to read as follows:

Page 17, between lines 20 and 21, begin a new line block indented and insert:

"FOR THE STATE EMPLOYEES APPEALS COMMISSION".

Page 49, between lines 35 and 36, begin a new line block indented and insert:

"The Indiana higher education telecommunications system shall administer the I-Light 2-Black Fiber project."

Page 50, between lines 35 and 36, begin a new line block indented and insert:

"In addition to the above appropriation from the public mass transportation fund, the increase in the deposits to the public transportation fund resulting from the amendment of IC 6-2.5-10-1 by this act are appropriated for public mass transportation, total operating expenses in the year the additional amount is deposited. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated."

Page 55, between lines 41 and 42, begin a new line blocked left and insert:

"The auditor of state shall transfer thirty million dollars (\$30,000,000) from the Indiana Medicaid reserve account to the state general fund before July 1, 2008. The transferred amount shall be used to fund the above appropriations."

Page 56, between lines 31 and 32, begin a new line and insert:

"General Fund



Total Operating Expense 2,500,000 2,500,000".

Page 61, between lines 12 and 13, begin a new line block indented and insert:

"The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years."

Page 61, line 29, delete "\$233,000" and insert **"three hundred thirty-three thousand dollars (\$333,000)".**

Page 70, line 23, delete "26,825,043" and insert **"25,197,033".**

Page 70, delete line 33, begin a new line and insert:

"Total Operating Expenses 18,206,917 18,356,970".

Page 71, delete line 4, begin a new line and insert:

"Total Operating Expenses 1,562,954 1,593,213".

Page 71, delete line 6, begin a new line and insert:

"Total Operating Expenses 1,441,882 1,469,658".

Page 71, delete line 8, begin a new line and insert:

"Total Operating Expenses 2,027,273 2,066,819".

Page 71, delete line 14, begin a new line and insert:

"Total Operating Expenses 1,521,769 1,551,205".

Page 71, delete line 16, begin a new line and insert:

"Total Operating Expenses 1,804,667 1,839,761".

Page 71, line 26, delete "22,450,049" and insert **"20,670,754".**

Page 72, delete lines 11 through 12.

Page 72, line 18, delete "28,131,118" and insert **"23,416,118".**

Page 72, line 26, delete "88,962" and insert **"0".**

Page 73, delete line 14, begin a new line and insert:

"Total Operating Expense 100,635 102,648

NEW MANUFACTURING ECONOMY INITIATIVE

Total Operating Expense 5,000,000 5,000,000".

Page 73, line 22, delete "11,706,740" and insert **"9,491,580".**

Page 73, between lines 24 and 25, begin a new line and insert:

"STEM EDUCATION PROGRAM

Total Operating Expense 500,000 1,250,000".

Page 73, between lines 28 and 29, begin a new line and insert:

"ENTREPRENEURIAL COLLEGE

Total Operating Expense 0 1,000,000".

Page 73, line 34, delete "6,375,082" and insert **"6,197,157".**

Page 73, line 38, delete "23,077,786" and insert **"19,768,389".**

Page 73, delete line 47, begin a new line and insert:

"Total Operating Expense 4,827,208 4,972,024".

Page 81, delete line 40, begin a new line and insert:

"Total Operating Expense 2,165,635,334 2,262,190,210".

Page 81, line 47, delete "2005" and insert **"2007".**

Page 83, between lines 29 and 30, begin a new line block indented and insert:

"The above appropriations shall be expended to implement full-day kindergarten programs on the following schedule:



(1) Beginning with the 2007-2008 school year, each school corporation shall offer a full-day kindergarten program for each kindergarten student who is eligible to receive a free or reduced price lunch under the national school lunch program.

(2) Beginning with the 2008-2009 school year, each school corporation with a percentage of students eligible to receive free or reduced price lunches that is higher than the statewide median percentage of students eligible to receive free or reduced price lunches, as determined by the department of education based upon the number of students in each school corporation who are eligible to receive free or reduced price lunches under the national school lunch program during the 2006-2007 school year, shall offer a program for all kindergarten students.

(3) Beginning with the 2009-2010 school year, each school corporation shall offer a program to all kindergarten students.

The above appropriations may not be used to provide full-day kindergarten in charter schools. To provide full day kindergarten programs, a school corporation that determines there is inadequate space to offer a program in the school corporation's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation. A full day kindergarten program offered by a school corporation must meet the academic standards and other requirements of IC 20."

Page 87, line 45, after "balances" insert "and".

Page 87, line 47, delete "the costs incurred by each county for child services".

Page 87, line 48, delete "(as defined in IC 12-19-7-1)".

Page 88, line 6, after "costs" insert "**payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes)**".

Page 88, delete lines 8 through 9.

Page 88, line 10, delete "(as defined in IC 12-19-7-1)".

Page 88, line 14, after "costs" insert "**payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes)**".

Page 88, delete line 16.

Page 88, between lines 41 and 42, begin a new line block indented and insert:

"Notwithstanding any other law, except as specifically authorized in a law enacted by the general assembly after February 20, 2007, no officer or agency of the state, including the property tax replacement fund board, may make a distribution of money to political subdivisions to replace revenue lost from the granting of homestead credits under IC 6-1.1-20.9 and property tax replacement credits under IC 6-1.1-21-5 on any schedule other than the schedule specified in IC 6-1.1-21-10."

Page 94, line 8, delete "." and insert "**and other projects as specified."**



Page 99, between lines 38 and 39, being a new line block indented and insert:

"G. OTHER PROJECTS

MARTIN COUNTY 4-H BOARD

Build Indiana Fund (IC 4-30-17)

Martin County Community Building 39,490

The above appropriation shall be paid from funds remaining after the transfers required under IC 4-30-17-3.5.

DEPARTMENT OF NATURAL RESOURCES

Build Indiana Fund (IC 4-30-17)

Lake Shafer & Lake Freeman Dredging 850,000

The above appropriation shall be paid from funds remaining after the transfers required under IC 4-30-17-3.5.

DEPARTMENT OF CORRECTION

Postwar Construction Fund (IC 7.1-4-8-1)

**Rockville Sewer Upgrade Serving the
Rockville Correctional Facility 1,000,000".**

Page 123, between lines 41 and 42, begin a new paragraph and insert:

"SECTION 58. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 12. Eligible Event; Exemption from Taxation

Sec. 1. As used in this chapter, "eligible entity" means the following:

- (1) A not-for-profit trade association under Section 501(c)(6) of the Internal Revenue Code known as the National Football League.**
- (2) Any corporation, partnership, limited liability company, or other entity owned or controlled by the entity described in subdivision (1).**
- (3) Any member club of the entity described in subdivision (1).**
- (4) Any not-for-profit charitable organization affiliated with the entity described in subdivision (1).**

Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that is conducted by the entity described in section 1(1) of this chapter.

Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and expenditures and transactions of an eligible entity:

- (1) in connection with an eligible event; and**
- (2) resulting from holding an eligible event in Indiana or making preparatory advance visits to Indiana in connection with an eligible event;**

are exempt from taxation in Indiana for all purposes.

Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event."

Page 124, between lines 13 and 14, begin a new paragraph and insert:



"SECTION 60. IC 10-11-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a person with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) The salary matrix prescribed by this section:

- (1) shall be reviewed and approved by the budget agency before implementation; **and**
- (2) **must include the job classifications of district coordinator and motor carrier zone coordinator.**

(d) **The money needed to fund the salaries resulting from the matrix prescribed by this section must come from the appropriation from the professional and technical equity fund."**

Page 125, line 11, delete "on" and insert "**related to treatment and cure of**".

Page 125, line 11, after "injuries" delete "related to the" and insert "**, including**".

Page 125, line 11, after "management" delete "and" and insert ",".

Page 125, line 12, delete "of spinal cord and head injuries and research related to" and insert "**, rehabilitative techniques, and**".

Page 126, line 8, delete "." and insert "**under this chapter.**".

Page 126, line 9, delete "." and insert "**under this chapter.**".

Page 126, line 12, after "chapter." insert "**For purposes of this subdivision the board may establish an independent scientific advisory panel composed of scientists and clinicians who are not members of the board to review proposals submitted to the board and make recommendations to the board. Collaborations are encouraged with other Indiana-based researchers as well as researchers located outside Indiana, including researchers in other countries.**".

Page 131, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 80. IC 20-20-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 35. Prekindergarten Grant Pilot Program

Sec. 1. As used in this chapter, "eligible provider" means any of the following:

- (1) School corporations.



(2) Any entity providing a prekindergarten program that is accredited by the National Association for the Education of Young Children.

However, the term does not include a charter school or an entity affiliated with a charter school.

Sec. 2. As used in this chapter, "pilot program" refers to the pilot program established under section 3 of this chapter.

Sec. 3. (a) The department shall establish a pilot program to provide grants to eligible providers selected by the department to implement prekindergarten programs.

(b) The department shall administer the pilot program.

Sec. 4. (a) To be eligible for selection as a pilot program grant recipient, an eligible provider must do the following:

(1) Apply to the department for a grant, on forms provided by the department, and include a detailed description of the eligible provider's proposed prekindergarten program. The description must include at least the following information:

(A) An estimate of the number of students likely to participate.

(B) A description of the prekindergarten curriculum that will be instituted by the eligible provider. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).

(C) A description of how the curriculum of the proposed prekindergarten program aligns with existing programs and standards for students in kindergarten through grade 3.

(D) An estimate of the cost of implementing the prekindergarten program.

(2) Demonstrate a commitment by teachers, parents, and school administrators toward carrying out the proposed prekindergarten program.

(3) Comply with any other requirements set forth by the department.

(b) Subject to section 6 of this chapter, after review of the applications submitted under this section, the department shall do the following:

(1) Select the eligible providers that will participate in the pilot program.

(2) Provide grants to the eligible providers selected to participate in the pilot program.

(c) The education roundtable shall provide recommendations to the department concerning the criteria to be used by the department in selecting the eligible providers that will participate in the pilot program.

(d) The criteria to be used by the department in selecting the eligible providers that will participate in the pilot program must do the following:



- (1) Include at least an evaluation of the following:
 - (A) The information submitted by the eligible provider under subsection (a).
 - (B) The coordination of the proposed prekindergarten program with local health services and social services.
- (2) Take into consideration the requirements of section 6 of this chapter.

Sec. 5. A prekindergarten program that is part of the pilot program and is funded by a grant under this chapter:

- (1) may serve only prekindergarten students who are at least four (4) years of age on September 1 of the school year; and
- (2) may be a half-day or full-day program.

Sec. 6. The department shall:

- (1) select a representative sample of eligible providers, determined through an application procedure, to participate in the pilot program;
- (2) give priority to the selection of:
 - (A) lower performing school corporations; and
 - (B) private providers of prekindergarten programs located in areas served by lower performing school corporations; and
- (3) to the extent possible, select eligible providers so that the pilot program will:
 - (A) achieve a geographic balance throughout Indiana;
 - (B) include urban, suburban, and rural eligible providers; and
 - (C) include both public eligible providers and private eligible providers.

Sec. 7. Subject to the approval of the department, an eligible provider participating in the pilot program may enter into a contract with an individual or a nonprofit entity for the operation and management of all or any part of a prekindergarten program funded by a grant under this chapter.

Sec. 8. Unexpended money appropriated to the department for the department's use in implementing the pilot program at the end of a state fiscal year does not revert to the state general fund but remains available to the department for the department's continued use under this chapter.

Sec. 9. The department shall adopt rules under IC 4-22-2 to implement this chapter. The rules must include the following:

- (1) Minimum requirements concerning the prekindergarten curriculum that must be used by an eligible provider participating in the pilot program. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).
- (2) The maximum class size of a prekindergarten program funded by a grant under this chapter.



(3) A requirement that each class in a prekindergarten program funded by a grant under this chapter must be taught by a teacher who has any of the following:

- (A) A prekindergarten teacher's license.
- (B) An early childhood education teacher's license.
- (C) A degree in early childhood education, child development, elementary education, or early childhood special education.

Sec. 10. (a) Each eligible provider that participates in the pilot program shall annually prepare a written report detailing all the pertinent information concerning the implementation of the pilot program, including any recommendations made and conclusions drawn from the pilot program. The eligible provider must submit the report to the department before July 1 of each year.

(b) Before November 1 of each year, the department shall submit a report to the governor and the general assembly on the pilot program. The report must include the following:

- (1) Any conclusions and recommendations made by the department concerning prekindergarten programs.
- (2) Information concerning the cost of expanding the pilot program statewide.
- (3) A description of any social programs or health programs that could be provided efficiently with prekindergarten programs.

A report submitted under this subsection to the general assembly must be in an electronic format under IC 5-14-6.

(c) The department shall monitor the performance of students who participate in the pilot program as those students continue their education in elementary school.

Sec. 11. This chapter expires July 1, 2014.

SECTION 81. IC 20-23-14.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 14.5. Election of Governing Body Members in Mishawaka

Sec. 1. In a school city established under IC 20-23-4 located in a city having a population of more than forty-six thousand five hundred (46,500) but less than fifty thousand (50,000), if a majority of the voters voting in the municipal election held on November 6, 2007, vote in favor of an elected school board, the governing body consists of a board of trustees of seven (7) members elected in the manner provided in this chapter.

Sec. 2. (a) For purposes of this section, a reference to a common council district of the city is a reference to the district as it existed on January 1, 2007.

(b) The city is divided into the following three (3) districts:

- (1) District One consists of the first district of the common council and the second district of the common council.
- (2) District Two consists of the third district of the common council and the fourth district of the common council.



(3) District Three consists of the fifth district of the common council and the sixth district of the common council.

Sec. 3. As used in this chapter, "district" refers to a district of the governing body established by section 2(b) of this chapter.

Sec. 4. Beginning with the general election held in November 2008, and every four (4) years thereafter, three (3) members of the governing body shall be elected by voters of the districts as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for a district seat is elected.

Sec. 5. (a) Beginning with the general election held in November 2008, and every four (4) years thereafter, one (1) member of the governing body shall be elected by all the voters of the school city as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for an at-large seat is elected.

(b) Beginning with the general election held in November 2010, and every four (4) years thereafter, three (3) members of the governing body shall be elected by all the voters of the school city as provided in this chapter. The three (3) candidates who receive the greatest number of votes among all candidates for an at-large seat are elected.

Sec. 6. Except as provided in this chapter, IC 3 applies to an election held under this chapter.

Sec. 7. The circuit court clerk shall prepare a separate ballot to be used for governing body elections. Candidates shall appear on the ballot in alphabetical order.

Sec. 8. (a) The term of a member of the governing body is four (4) years, beginning on January 1 following the member's election.

(b) A member may be reelected."

Page 137, line 24, strike "SEVEN" and insert "TWO".

Page 137, lines 31, strike "The data to be used in making the calculations under STEP ONE".

Page 137, line 32, strike "must be the data from the 2000 federal decennial census."

Page 139, line 3, delete "greater" and insert "less".

Page 157, line 41, after "transfer." insert "Notwithstanding any other law, no transfer to the counter-cyclical revenue and economic stabilization fund from any other fund may be made before July 1, 2009."

Page 157, line 42, strike "2007." and insert "2009."

Page 161, line 40, delete "Indiana arts commission" and insert "department of natural resources and the department of agriculture".

Page 162, line 35, delete "(\$2,250,000)" and insert "(\$1,250,000) for the biennium".

Page 163, line 13, delete "\$19,000,000" and insert "\$27,000,000".

Page 163, between lines 19 and 20, begin a new line and insert:

"Indiana State University - Life Sciences/Chemistry	
Laboratory Renovations	14,800,000
Ball State University-Central Campus	



Academic Project **30,000,000".**

Page 164, line 7, after "public." insert **"The foregoing project is eligible for fee replacement appropriations beginning after June 30, 2009."**

Page 165, line 9, after "that" insert **"are part of the total county tax levy (as defined in IC 6-1.1-21-2) and"**.

Page 165, line 9, after "2008" insert **"and 2009"**.

Page 165, line 10, delete "." and insert **"for the particular year."**

Page 165, line 11, after "2008," insert **"and March 1, 2009,"**.

Page 165, line 12, after "a county" insert **"fifty percent (50%) of"**.

Page 165, line 24, delete "2007." and insert **"2008."**

Page 166, between lines 1 and 2, begin a new paragraph and insert:
"SECTION 170. [EFFECTIVE JULY 1, 2007] (a) This SECTION applies only if a majority of the voters voting in the municipal election referred to in IC 20-23-14.5-1, as added by this act, vote in favor of an elected school board.

(b) As used in this SECTION, "governing body" refers to the governing body of the school city.

(c) As used in this SECTION, "school city" refers to a school city described in IC 20-23-14.5-1, as added by this act.

(d) Notwithstanding any other law, the term of a member of the governing body serving on June 30, 2008, expires January 1, 2009.

(e) Notwithstanding 20-23-14.5-5, as added by this act, all at-large members of the governing body shall be elected at the November 2008 general election. Notwithstanding IC 20-23-14.5-8, as added by this act, the term of each of the three (3) at-large members of the governing body elected who receive the fewest number of votes among the at-large members elected expires January 1, 2011. The successors of these members shall be elected at the November 2010 general election and serve a four (4) year term as provided in IC 20-23-14.5-8, as added by this act.

(f) This SECTION expires January 1, 2015.

SECTION 171. [EFFECTIVE JULY 1, 2007] (a) The circuit court clerk of St. Joseph County shall cause the following public question to be placed on the ballot in the school city of Mishawaka at the municipal election held on November 6, 2007:

"Shall the board of trustees of the school city of Mishawaka be elected, beginning with the November 6, 2008, general election?"

(b) IC 3 governs this SECTION.

(c) This SECTION expires January 1, 2009.

SECTION. 172. [EFFECTIVE JULY 1, 2007] (a) The purpose of this SECTION is to eliminate the accrued payment delay balances to state educational institutions and IHETS and the Indiana commission for higher education that were created because of the distribution of eleven-twelfths (11/12) of the budgeted amount in the state fiscal year ending June 30, 2002, and a continuation of the practice of delayed payments in subsequent state fiscal years through the state fiscal year ending June 30, 2005.

(b) The following definitions apply throughout this section:



(1) "IHETS" refers to the Indiana higher education telecommunications system.

(2) "State educational institution" has the meaning set forth in IC 20-12-0.5-1.

(c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair and rehabilitation or for repair and rehabilitation of dormitories or other student housing of state educational institutions, beginning July 1, 2007, and ending June 30, 2009 as follows:

INDIANA UNIVERSITY - TOTAL SYSTEM

General Repair and Rehab 24,343,840

PURDUE UNIVERSITY - TOTAL SYSTEM

General Repair and Rehab 17,189,072

INDIANA STATE UNIVERSITY

General Repair and Rehab 4,304,740

UNIVERSITY OF SOUTHERN INDIANA

General Repair and Rehab 1,612,030

BALL STATE UNIVERSITY

General Repair and Rehab 6,678,810

VINCENNES UNIVERSITY

General Repair and Rehab 1,804,222

IVY TECH COMMUNITY COLLEGE

General Repair and Rehab 6,124,142

(d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated to the state educational institution under subsection (c). The distributions under subsection (c) shall be made as follows:

(1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(3) Each distribution shall be separately allotted.

(e) An appropriation under subsection (c) is in addition to the appropriations for general repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law. Notwithstanding any other law, an appropriation under subsection (c) does not revert to the general fund under IC 4-13-2-19.

(f) The amount appropriated under subsection (c), when distributed to a state educational institution, shall be treated as reducing any claim that the total system of the state educational institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005. Subject to subsection (g), the amount of the claim reduction for each state



educational institution is equal to the amount distributed to the state educational institution. The amount of the claim reduction for the entire system, and the amount apportioned for each institution individually, shall be computed by the budget agency. The budget agency makes the final determination.

(g) An amount appropriated under subsection (c), when distributed to Indiana University, shall be treated as reducing any claim that IHETS has to one-twelfth (1/12) of the amount budgeted for IHETS in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005. The amount of the claim reduction is a part of the amount distributed to Indiana University - Total System apportioned as determined by the budget agency.

(h) Amounts appropriated under subsection (c) shall be treated as reducing any claim to zero dollars (\$0) that the Indiana commission for higher education has to one-twelfth (1/12) of the amount budgeted for the Indiana commission for higher education in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

SECTION 173. [EFFECTIVE JULY 1, 2007] There is appropriated from the state general fund to Ivy Tech Community College one million six hundred thousand dollars (\$1,600,000) for the purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending June 30, 2009. Any unencumbered amount from the appropriation under this SECTION remaining at the end of a state fiscal year does not revert to the state general fund but remains available for the purposes of the appropriation in subsequent state fiscal years."

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

CRAWFORD

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 166, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 166. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic development corporation one million dollars (\$1,000,000) from the state general fund for the period beginning July 1, 2007, and ending June 30, 2009, for its use in providing technical and financial assistance to small businesses (as defined in IC 4-22-2.1-4) that engage in global commerce.

(b) This SECTION expires June 30, 2009.

SECTION 167. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic development corporation one million dollars (\$1,000,000) from the state general fund for its use in assisting the Indiana small business development center in



the operation of the small business development center network, for the period beginning July 1, 2007, and ending June 30, 2009.

(b) Money appropriated by this SECTION must be used for the specific purpose described in subsection (a). Money appropriated by this SECTION may not be used to pay the administrative expenses of the Indiana economic development corporation.

(c) This SECTION expires June 30, 2009."

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

BORROR

